

RECORDS

VOL. 56

METROPOLITAN
DISTRICT
COMMISSION

AUG. 19, 1993
TO
FEB. 17, 1994



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Record of the Three Thousand Six Hundred and Sixty Second (3662nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, August 19, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on July 8, 1993, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Amendment, dated August 19, 1993, to Contract-Agreement No. P84-1276-D3A, with Seelye, Stevenson, Value & Knecht, for Professional Engineering Services for Bridges, Parkways and Other Commission Facilities.
2. Contract-Agreement, dated August 19, 1993, with Adaptive Environments Center, for Evaluation of the Metropolitan District Commission's Recreational Facilities for Compliance with the Americans with Disabilities Act.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Arinella, August 5, recommending approval of a revision in quantities on Item No. 001-010, for Diving Services, at cost of \$14,085.00, on Contract No. P91-1613-M1A, with Underwater Construction Corporation, for Servicing, Maintaining and Repairing Various MDC Flood Control Underwater Structures.
(At no additional Contract cost as the revision will be offset by unused quantities in other items).
The Commission V O T E D: Approved.
4. Report of Messrs. Faucher and Arinella, August 5, recommending the following on Contract No. P91-1613-M1A, with Underwater Construction Corp., for Servicing, Maintaining and Repairing Various MDC Flood Control Underwater Structures -
 - (a) That work be accepted as completed as of June 30, 1993.
 - (b) That Estimate No. 9 (Final), in the amount of \$17,444.86, be approved for payment.
 - (c) That reserve, in the amount of \$2,006.64, be approved for payment.

(Basis of Award - \$86,275.00)
(Total to Date - \$82,238.58)
(Contract Administration Rating - 4.16)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Underwater Construction Corp., Contractor under Contract No. P91-1613-M1A, be and hereby is accepted as completed as of June 30, 1993.
The Commission further V O T E D: to approve Estimate No. 9 (Final), in the amount of \$17,444.86, be approved for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of \$2,006.64, be approved for payment.

1.

Report of Messrs. Faucher and Lenhardt, August 3, recommending approval of Project No. P77-0000-C1A, Replacement of the Alewife Brook Parkway Bridge and execution of an Inter-Agency Agreement with the Massachusetts Highway Department (MHD), which permits the MHD's contractor, M. DeMatteo Construction Co., to perform the Commission's share of the project at a cost of \$49,092.65. Account No. 2490-8916.

The Commission V O T E D: to approve Project No. P77-0000-C1A, for Replacement of the Alewife Brook Parkway Bridge, as recommended by Messrs. Faucher and Lenhardt in their report of August 3, 1993.

The Secretary then submitted for signature Inter-Agency Agreement, dated August 19, 1993, with the Massachusetts Highway Department, which was signed by the Commissioner and three Associate Commissioners.

2.

Report of Messrs. Faucher and Lenhardt, July 20, recommending approval of the following on Contract No. P80-0826-C1A, with M. DeMatteo Construction Co., for Repairs to the Approaches to the Huntington Avenue Overpass -

Alteration No. 2	-	\$186,046.10
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Revised Traffic Management

Revisions in Quantities

Item No. 030-090	-	\$ 34,000.00
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Temporary Impact Attenuator Barriers

Item No. 030-020	-	\$ 2,600.00
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Safety Signing for Construction

Item No. 031-050	-	\$ 3,200.00
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Pavement Marking Removal

Item No. 021-030	-	\$ 36,800.00
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3/8" Filler Weld

Total -		\$262,646.10
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Funds available in Account No. 2490-8881.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lenhardt in their report of July 20, 1993.

3.

Report of Messrs. Faucher and Carrigan, August 5, recommending approval and ratification of the action of the Deputy Director in authorizing the following revisions in quantities on Contract No. P92-1652-C1A, with D & R General Contracting, Inc., for Repairing and Replacing Bituminous and Cement Concrete Sidewalks at Various Locations -

Non-Suffolk County - Account No. 2490-8915

Item No. 011-010	-	\$ 1,901.45
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New Granite Edgestone - Type VA-4-6" x 18" Straight

sub-total -		\$ 1,901.45
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Suffolk County - Account No. 2450-1093

Item No. 009-010	-	\$ 10.10
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Edgestone Removed and Stored or Disposed of

Item No. 011-010	-	\$30,000.00
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New Granite Edgestone - Type VA-4-6" x 18" Straight

Item No. 014-010	-	\$ 1,188.00
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New Granite Corner Blocks 2' Radius

Item No. 020-010	-	\$20,000.00
Bituminous Concrete for Sidewalks, Driveways and Patching		
	sub-total -	<u>\$51,198.10</u>

Total - \$53,099.55

(At no additional Contract cost as the revisions will be offset by unused quantities in other items).

The Commission V O T E D: to approve and ratify the action of the Deputy Director in authorizing the revisions in quantities on Contract No. P92-1652-C1A, with D & R General Contracting, Inc., for Repairing and Replacing Bituminous and Cement Concrete Sidewalks at Various Locations.

1. Report of Messrs. Faucher and Carrigan, August 6, recommending the following on Contract No. P92-1651-C1A, with Bardon Trimount, for Resurfacing of Parkways at Various Locations within the Metropolitan District -

1. Extra Work Order No. 2, for installation of wood sheeting to steel framework under the Bowker Overpass, to prevent sections of concrete from falling onto the Massachusetts Turnpike. Upset limit \$45,000.00.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the extra work).
2. Approval of the request of Bardon Trimount to engage the services of T. Equipment Corp., as sub-contractor to perform work outlined in Extra Work Order No. 2.
3. An extension of time from August 31, 1993 to November 30, 1993, at no additional contract cost and upon receipt of the written consent of the bonding company.

The Commission V O T E D: to approve Extra Work Order No. 2, for an upset limit of \$45,000.00.

The Commission further V O T E D: to approve the request of Bardon Trimount to engage the services of T. Equipment Corp., as sub-contractor to perform work outlined in Extra Work Order No. 2.

The Commission further V O T E D: to approve an extension of time, from August 31, 1993 to November 30, 1993, as recommended by Messrs. Faucher and Carrigan in their report of August 6, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Jackson, August 10, recommending the following on Contract No. P93-1669-C2A, with Lewis Tree Service, Inc., for Landscape Improvements at Ponkapoag Golf Course, Canton, Massachusetts -

- (a) That work be accepted as completed as of June 30, 1993.
- (b) That Estimate No. 2 (Final), in the amount of \$12,226.50, be approved for payment.
- (c) That reserve, in the amount of \$1,980.75, be approved for payment.

(Basis of Award - \$39,615.00)

(Total to Date - \$39,615.00)

(Contract Administration Rating - 4.00)

(EEO Compliance - N/A)

The Commission V O T E D: that the work of Lewis Tree Service, Inc., Contractor under Contract No. P93-1669-C2A, for Landscape Improvements at Ponkapoag Golf Course, Canton, Massachusetts, be and hereby is accepted as completed as of June 30, 1993.

The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of \$12,226.50, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$1,980.75, for payment.

1. Report of Messrs. Faucher and Johnston, August 10, recommending that work be accepted as completed as of June 30, 1993, on Contract No. P87-1448-M1A, with PSI/CWB Associates, Inc., for Professional Services for Inspection and Testing of Concrete, Bituminous, Soils, Paint, Etc.

(Basis of Award - \$30,000.00)

(Total to Date - \$ 360.00)

(Contract Administration Rating - 8.00 - with 10.00 being excellent).

(EEO Compliance - N/A)

The Commission V O T E D: that the work of PSI/CWB, Contractor under Contract No. P87-1448-M1A, be and hereby is accepted as completed as of June 30, 1993.

2. Report of Messrs. Faucher and DiPietro, August 11, recommending the following on Contract No. P87-1449-M3A, with Aquatech, Inc., for Water Quality Testing for Recreational Facilities -

(a) That work be accepted as completed as of June 30, 1993.

(b) That Final Invoice No. 4, in the amount of \$900.00, be approved for payment.

(c) That reserve, in the amount of \$2,432.55, be approved for payment.

(Basis of Award - \$30,000.00 for FY92, which was increased for FY93 by \$30,000.00)

(Total to Date - FY92 - \$29,761.00

FT93 - \$24,325.50)

(Contract Administration Rating - 9.50 - with 10.00 being excellent)

(EEO Compliance - N/A)

The Commission V O T E D: that the work of Aquatech, Inc., Contractor under Contract No. P87-1449-M3A, for Water Quality Testing for Recreational Facilities, be and hereby is accepted as completed as of June 30, 1993.

The Commission further V O T E D: to approve Final Invoice No. 4, in the amount of \$900.00, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$2,432.55, for payment.

3. Report of Messrs. Faucher and Haider, August 10, on bids for Servicing of Heating, Ventilation and Air Conditioning Systems at Various MDC Facilities.

(Messrs. Faucher and Haider recommend rejection of the only bid received, that of HVAC Engineering, Inc., on the basis that

only one bid was received and it exceeded the Engineer's estimate).

The Commission V O T E D: to reject the only bid received, that of HVAC Engineering, Inc., on the basis that only one bid was received and it exceeded the Engineer's estimate.

1. Report of Messrs. Faucher and Brooks, August 10, recommending the following on Contract No. P87-1467-S1A, with GEI Consultants, Inc., for Phase I, Dorchester Shores Environmental Testing Program -
 - (a) That work be accepted as completed as of December 15, 1992.
 - (b) That Reserve-Estimate No. 8 (Final), in the amount of \$14,495.76, be approved for payment.
(Basis of Award - including services for Phase I, II and III, \$263,229.40).
(Total to Date - \$161,064.04)
(Contract Administration Rating - 7.00 with 10.00 being excellent)
(EEO Compliance - N/A)The Commission V O T E D: Delete from Agenda.
2. Report of Messrs. Faucher and Brooks, August 1, recommending approval of the following on Contract No. P93-1688-C1A, with G & R Construction, Inc., for Improvements to the Sgt. Paul W. Cronin Memorial Rink, Revere -
 1. Extra Work Order No. 1, for furnishing and installing approximately 22,000 S. F. of polyethylene sheeting between insulation and the rink slab, at a cost of \$875.00.
 2. A credit in the amount of \$7,000.00, due to reuse of existing brine rather than disposing of it and replacing it with glycol.
(At no additional Contract cost as the Credit will offset the cost of the Extra Work Order).The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of \$875.00.
The Commission further V O T E D: to approve a credit to the Commission, in the amount of \$7,000.00, as recommended by Messrs. Faucher and Brooks in their report of August 1, 1993.
3. Report of Messrs. Faucher and Giella, August 13, requesting approval of Extra Work Claim No. 1, for services rendered, in the sum of \$500.00, on Contract No. P92-1623-M1A, with J & B Cleaning Company, for Maintenance of Carpeting at the MDC Headquarters Building.
The Commission V O T E D: to waive the provisions of Article XVIII relative to Claims for Payment for Extra Work and approve Extra Work Claim No. 1, in the amount of \$500.00, for services rendered.
4. Report of Messrs. Faucher and Giella, August 16, recommending the following on Contract No. P92-1623-M1A, with J & B Cleaning Company, for Maintenance of Carpeting at the MDC Headquarters Building -
 - (a) That work be accepted as completed as of June 19, 1993.
 - (b) That Estimate No. 4 (Final), in the amount of \$2,463.63, be approved for payment.

(c) That reserve, in the sum of \$282.41, be approved for payment.

(Basis of Award - \$10,556.51
amended and reduced to
\$6,680.54).

(Total to Date - \$6,148.30)

(Contract Administration Rating - 3.50)

(EEO Compliance - N/A)

The Commission V O T E D: that work be accepted as completed as of June 19, 1993.

The Commission further V O T E D: that Estimate No. 4 (Final), in the amount of \$2,463.63, be approved for payment.

The Commission further V O T E D: that reserve, in the sum of \$282.41, be approved for payment.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly, July 14, on bids for Operation and Maintenance of the Sound and Lighting Systems at Hatch Memorial Shell, Contract No. P88-1516-M6A.
(Miss Connolly recommends that the Commission reject the low bid of Bay State Event Co. and the only other bid received, that of Capron, Inc., as the Division has determined it would be more cost effective to temporarily hire an individual to perform the services).
The Commission V O T E D: Held Over.

Action was taken upon the following matter relating to the Reservations and Historic Sites Division:

2. Report of Mr. Broderick, August 10, requesting renewal of the Contract with Friends of Boston Harbor Islands, for Providing Services of Volunteers for Georges, Lovells and Peddocks Islands, for the period from July 1, 1993 to June 30, 1994.
Total Compensation not to exceed \$5,700.00.
(Subject to the availability of funds in the MDC FY94 operating budget in Account No. 2440-0010-JJ).
The Commission V O T E D: Approved as recommended by Mr. Broderick in his report of August 10, 1993.

Action was taken upon the following Various Matters:

3. Report of Mr. Wright, August 17, submitting for approval and execution Contract-Agreement No. PL92-005-S2A, with Aquatic Control Technology, Inc., for Aquatic Plant Management Program at Wares Cove, Charles River, Newton. Time for Performance August 16, 1993 thru July 31, 1994.
Compensation not to exceed \$14,990.00.
Account No. 2440-0010.
(The project was approved by the Commission at the Meeting of March 18, 1993).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement No. PL92-0005-S2A, dated August 19, 1993, with Aquatic Control

Technology, Inc., which was signed by the Commissioner and three Associate Commissioners.

1. Report of Mrs. O'Brien, August 17, recommending the following on Contract No. PL0001-S1A, with Howe Surveying Associates, Inc., for Mapping and Survey Services for Alewife Brook Parkway and Alewife Reservation.

- (a) That work be accepted as completed as of June 30, 1993.
- (b) That reserve, in the amount of \$3,098.66, be approved for payment.

(Basis of Award - \$39,269.00)

(Total to Date - \$30,986.70)

(Contract Administration Rating - 7:00 - with 10:00
being excellent)

Mrs. O'Brien further recommends that the Commission approve the start of Contract negotiations with Howe Surveying Associates, Inc., to complete the remaining work on original Contract. Estimated cost \$8,282.30, the unspent portion of the original Contract.

Account No. 2410-7872.

The Commission V O T E D: that work be accepted as completed as of June 30, 1993.

The Commission further V O T E D: that reserve, in the amount of \$3,098.66, be approved for payment.

The Commission further V O T E D: to authorize the start of Contract negotiations with Howe Surveying Associates, Inc., to complete the remaining work on original Contract. Estimated cost \$8,282.30, which is the unspent portion of Contract No. PL0001-S1A, for Mapping and Survey Services for Alewife Brook Parkway and Alewife Reservations.

Account No. 2410-7872.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Mr. Gray, August 19, recommending approval of an Amendment, which increases the upset limit from \$8,835.00 to \$9,720.00, on Contract with George S. Norton, Esq., for Professional Real Estate Title Examination Services FY93, due to the need for additional title examination work.

Account No. 2440-9883.

The Commission V O T E D: to approve an Amendment, which increases the upset limit from \$8,835.00 to \$9,720.00, on Contract with George S. Norton, Esq.

3. Report of Mr. Gray, August 19, recommending the following on Contract No. RP93-0003-9, with Almer Huntley, Jr. and Associates, for Professional Land Surveying Services for Watershed Lands Acquisition Program -

- (a) That work be accepted as completed as of July 15, 1993.
- (b) That Invoice No. 1 (Final), in the amount of \$40,950.00, be approved for payment.

(c) That Retainage, in the amount of \$4,550.00, be approved for payment.

(Basis of Award - \$45,500.00)

(Total to Date - \$45,500.00)

(Contract Administration Rating - 8:00 with 10:00 being excellent)

(EEO Compliance - N/A)

The Commission V O T E D: that the work of Almer Huntley, Jr. and Associates be accepted as completed as of July 15, 1993.

The Commission further V O T E D: to approve Invoice No. 1 (Final), in the amount of \$40,950.00, be approved for payment.

The Commission further V O T E D: to approve retainage, in the amount of \$4,550.00, for payment.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.41 acres of land owned by Lillian E. Schaffner, et al, located in the Town of Saugus, Massachusetts, and to approve an award of damages in the amount of \$124,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

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The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.41 acres of land, located in the Town of Saugus, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Saugus in the County of Essex and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Saugus, bounded and described as follows:

Beginning at a point on Walnut Street and running Northerly two hundred fifty-seven and seventy-one one hundredths (257.71) feet to land of Moses, thence turning and running Westerly one hundred two and twelve one-hundredths (102.12) feet, thence running Northerly by said Moses land fifty (50) feet to other land of Moses, thence turning and running Westerly about one hundred eighty-two and twelve one-hundredths (182.12) feet by said Moses land and thence turning and running a little Northwesterly one hundred and thirty-two and twenty-five one-hundredths (132.25) feet to a brook, thence turning and running a little southwesterly by said brook and a stone wall about four hundred and thirty (430) feet to land of Cogger, thence turning and running Easterly by said Cogger land six hundred and sixty-seven (667) feet to the point of beginning.

Said premises contained approximately 3.93 acres, as shown on a plan recorded with Essex South District Registry of Deeds as Plan No. 116 of 1930, with Book 2838, Page 285, but presently contain approximately 3.41 acres.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said Walnut Street which may be held by the supposed owners, and being the same premises described in a deed from Richard E. Hawkes to Fred M. Berry, dated March 31, 1930, and recorded with said Deeds in Book 2838, Page 285, excepting and excluding therefrom the following parcels: the land described in a deed from Fred M. Berry to Lillian Berry, dated January 27, 1950, and recorded with said Deeds in Book 3718, Page 563, and containing approximately 7,987 square feet; the land described in a deed from Irene L. Berry to Edward Walsh, et ux, dated November 22, 1955, and recorded with said Deeds in Book 4235, Page 215, and containing approximately 12,500 square feet; and the land described in a deed from Victoria L. Colvin to Charles F. Davis, et al, dated February 7, 1975, and recorded with said Deeds in Book 6149, Page 215, and containing approximately 2,500 square feet.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Saugus, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be filed with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Lillian E. Schaffner, Ruth I. Young, Alvin F. Berry, Caroline M. Walsh and Thelma E. Davis, as devisees under the Will of Irene L. Berry (Essex Probate Case No. 276269), and Jan M. Coffman, Jean A. Greer and Ron J. Colvin, heirs at law and next of kin of Victoria Louise Colvin (Essex Probate Case No. 84PO418-A1).	\$ 124,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$124,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 0.81 acres of land owned by Leonard Hersch, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 0.81 acres of land owned by Leonard Hersch, located in the Town of Hull, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Hull on the southeasterly side of Nantasket Avenue, shown as Lot A2 on a plan of land dated May 9, 1974, and recorded with Plymouth County Registry of Deeds as Plan No. 394 of 1974, in Plan Book 17, Page 1062. Containing approximately 35,586 square feet, as shown on said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Nantasket Avenue and Farina Road which may be held by the supposed owner, and being the same premises described in a deed from Robert A. Greenleaf, et al, to Leonard Hersch, dated April 3, 1985, and recorded with said Deeds in Book 6037, Page 251.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water,

sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Leonard Hersch	\$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$100,000.00, together with such damages and costs required under General Laws, Chapter 79, Sections 6, 12, and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 0.17 acres of land owned by Elaine Lindy and Paul Herrlich, located in the Town of Needham, Massachusetts, and to approve an award of damages in the amount of \$16,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 0.17 acres of land owned by Elaine Lindy and Paul Herrlich, located in the Town of Needham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Needham in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in said Needham on the southwesterly side of Fisher Street, bounded and described as follows:

Beginning at a point on the Southwesterly sideline of Fisher Street, 50.00 feet Southeasterly at right angles from the Railroad Baseline:

Thence by Fisher Street South 67 degrees 04 minutes 11 seconds East, a distance of 40.20 feet;

Thence by Fisher Street South 59 degrees 37 minutes 46 seconds East, a distance of 112.89 feet;

Thence South 77 degrees 37 minutes 59 seconds West, a distance of 56.53 feet, this last described line being 150.00 feet Southeasterly at right angles from and parallel to the Railroad Baseline;

Thence North 73 degrees 49 minutes 11 seconds West, a distance of 81.95 feet;

Thence North 78 degrees 42 minutes 11 seconds West, a distance of 99.74 feet;

Thence North 78 degrees 40 minutes 11 seconds West,
a distance of 38.33 feet;

Thence Northeasterly by a curve to the right of 2,496.64
foot radius, an arc distance of 139.37 feet to the point of
beginning, this last described line being 50 feet South-
easterly and radially from and parallel to the Railroad
Baseline.

Containing 7,476 square feet, more or less, as shown on a
plan dated April 25, 1990, and filed with Norfolk County
Registry of Deeds as Plan No. 506 of 1990, in Book 8676,
Page 353.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described, and
including any and all fee interest in Fisher Street which
may be held by the supposed owners, and being the same
premises comprising parcel three as described in a deed from
First Colony Construction, Inc., to Elaine Lindy and Paul
Herrlich, dated June 28, 1989, and recorded with said Deeds
in Book 8359, Page 144.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,
sewage, steam, gas and electricity, and for the transmission
of telephone and telegraph communications and data or
signals by electrical or electronic or electromagnetic means
of any kind, now lawfully in or upon said lands, and
excluding all easements of record on, over, under, across
and through said land.

The concurrence of the Park and Recreation Commis-
sioners of the Town of Needham, pursuant to section 79 of
Chapter 92 of the General Laws, as amended, is either
attached hereto or shall be recorded with said Deeds and
made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS

AWARD

Elaine Lindy and Paul Herrlich

\$ 16,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$16,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 12.772 acres of land owned by Joy H. Schoenfeldt and Linda Houghton, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$7,700.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 12.772 acres of land owned by Joy H. Schoenfeldt and Linda Houghton, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in said Hubbardston off the southerly side of Williamsville Road, bounded and described as follows:

BEGINNING at a granite stone bound with a drill hole at the intersection of stone walls, at the southwesterly corner of this parcel;

THENCE N. 53 degrees 16 minutes 44 seconds E., 726.81 feet to a point;
THENCE N. 37 degrees 32 minutes 35 seconds W., 39.89 feet to a granite stone bound;
THENCE N. 37 degrees 32 minutes 35 seconds W., 1,097.92 feet to a granite stone bound, the last three distances by land of the Commonwealth of Massachusetts;
THENCE S. 49 degrees 05 minutes 27 seconds W., 264.00 feet to a point;
THENCE S. 14 degrees 55 minutes 38 seconds E., 1,204.50 feet, by land of Commonwealth of Massachusetts, formerly of Williamsville Road Realty, Inc., to the point of beginning.

Containing 12.772 acres, more or less, and shown as Parcel B on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed

Management, Hubbardston (Worcester County) MA, Land Taking Plan For Watershed Protection," prepared by C.T. Male Associates, P.C., dated June 17, 1991, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order, at a later date.

Being the same premises conveyed to Joy H. Schoenfeldt, by deed dated September 21, 1969, and recorded with said Deeds in Book 4979, Page 134.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Joy H. Schoenfeldt and Linda Houghton	\$ 7,700.00

The Commission further V O T E D: to approve an award of damages in the amount of \$7,700.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.2 acres of land owned by Stephanie Cox, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$2,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.2 acres of land owned by Stephanie Cox, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Sterling off the easterly side of Redemption Rock Trail (Route 140), bounded and described as follows:

BEGINNING at a point in the centerline of the Stillwater River, by land of the Commonwealth of Massachusetts, at the easterly corner of the parcel, and N. 45 degrees 52 minutes 08 seconds E., 177.43 feet to a point which is 171 feet, more or less, and S. 06 degrees 23 minutes 56 seconds W., to the southwesterly corner of land now or formerly of Eric G. and Linda Jean Johnson;

THENCE	S. 61 degrees 44 minutes 04 seconds W., 443.93 feet;
THENCE	N. 22 degrees 15 minutes 56 seconds W., 330.00 feet;
THENCE	N. 46 degrees 15 minutes 56 seconds W., 141.90 feet;
THENCE	N. 75 degrees 44 minutes 04 seconds E., 347.75 feet, to a point in the centerline of said river;
THENCE	southeasterly by the centerline of said river, 412 feet, more or less, the last five distances by land of said Commonwealth, to the point of beginning.

Containing 3.20 acres, more or less, and shown as Parcel P4-2 on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County) MA., Land Taking Plan For Watershed Protection," prepared by Greenman-Pedersen Inc., dated June 30, 1992, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order, at a later date.

Being a portion of the property conveyed to Wallace E. Foskett by deed dated June 15, 1967, and recorded with said Deeds in Book 4763, Page 573.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Stephanie Cox	\$ 2,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$2,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 4.52 acres of land owned by Owners Unknown, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$7,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 4.52 acres of land owned by Owners Unknown, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Sterling off the southwesterly side of Greenland Road and off the northerly side of Riverview Road, bounded and described as follows:

BEGINNING at a point in the centerline of the Stillwater River at the confluence of the Stillwater Brook, by land formerly of Ciborowski and now of the Commonwealth of Massachusetts, at the northwesterly corner of the parcel;

THENCE	southeasterly by the centerline of Stillwater Brook, 842 feet, more or less, to a point in the centerline of said brook, by land of said Commonwealth, formerly of Ciborowski;
THENCE	S. 60 degrees 00 minutes 35 seconds E., 68.26 feet, by land now or formerly of James E. Simpson Excavating Co., Inc.;
THENCE	S. 05 degrees 37 minutes 00 seconds E., 181.50 feet;
THENCE	S. 56 degrees 53 minutes 00 seconds W., 205.92 feet;
THENCE	N. 48 degrees 07 minutes 00 seconds W., 323.40 feet, to an iron pipe;
THENCE	N. 88 degrees 07 minutes 00 seconds W., 412.50 feet, to an iron pipe;

THENCE N. 11 degrees 53 minutes 00 seconds E.,
57.50 feet, to an iron pipe;
THENCE N. 60 degrees 47 minutes 20 seconds W.,
87 feet, more or less, to a point in the
centerline of said Stillwater River;
THENCE northeasterly by the centerline of said River,
183 feet, more or less, to the point of
beginning, the last seven distances by land of
the Commonwealth of Massachusetts.

Containing 4.52 acres, more or less, and shown as Parcel B
on a plan entitled "Commonwealth of Massachusetts,
Metropolitan District Commission, Division of Watershed
Management, Sterling (Worcester County) Mass., Land Taking
Plan for Watershed Protection," prepared by Greenman-
Pedersen, Inc., dated June 29, 1991, which plan shall be
recorded with the Worcester District Registry of Deeds, at a
later date.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,
sewage, steam, gas and electricity, and for the transmission
of telephone and telegraph communications and data or
signals by electrical or electronic or electromagnetic means
of any kind, now lawfully in or upon said land, and
excluding all easements of record on, over, under, across
and through said land.

The Commission awards damages sustained by the supposed
owners of the land hereinabove mentioned by reason of said
taking, in the following sum:

OWNERS

AWARD

Owners Unknown

\$ 7,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$7,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 5.83 acres of land owned by Eric G. Johnston and Linda Jean Johnston, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$8,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 5.82 acres of land owned by Eric G. Johnston and Linda Jean Johnston, located in the Town of Sterling, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Sterling off the southerly side of Greenland Road, bounded and described as follows:

BEGINNING at a concrete bound on the southerly side of Greenland Road, by land of Eric G. Johnston and Linda Jean Johnston, at the northeasterly corner of the parcel;

THENCE S. 15 degrees 23 minutes 24 seconds W.,
478.95 feet to a concrete bound by land of said Johnston;
THENCE S. 53 degrees 01 minutes 46 seconds W.,
227.80 feet to an iron pipe;
THENCE S. 53 degrees 01 minutes 46 seconds W.,
56 feet, more or less, to a point in the centerline of the Stillwater River,
THENCE by the centerline of said river, 320 feet, more or less, to a point in the centerline of said river;
THENCE N. 06 degrees 23 minutes 56 seconds E.,
171 feet;
THENCE N. 06 degrees 23 minutes 56 seconds E.,
224.35 feet to a 4 foot diameter oak tree, located 8.82 feet and N. 01 degrees 47 minutes 35 seconds E. of a concrete post;

THENCE N. 89 degrees 15 minutes 25 seconds E.,
86.64 feet;
THENCE N. 84 degrees 19 minutes 05 seconds E.,
470.18 feet, the last seven distances by land of
the Commonwealth of Massachusetts, to the point
of beginning.

Containing 5.83 acres, more or less, and shown as Parcel
P4-1 on a plan entitled "Commonwealth of Massachusetts,
Metropolitan District Commission, Division of Watershed
Management, Sterling (Worcester County) MA., Land Taking
Plan for Watershed Protection," prepared by Greenman-
Pedersen, Inc., dated July 9, 1992, which plan shall be
recorded with the Worcester District Registry of Deeds and
made a part of this order, at a later date.

Being a portion of the property conveyed to Eric G. Johnston
and Linda Jean Johnston, by deed dated October 29, 1982, and
recorded with said Deeds in Book 7588, Page 279.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,
sewage, steam, gas and electricity, and for the transmission
of telephone and telegraph communications and data or
signals by electrical or electronic or electromagnetic means
of any kind, now lawfully in or upon said land, and
excluding all easements of record on, over, under, across
and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Eric G. Johnston and Linda Jean Johnston	\$ 8,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$8,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 75.66 acres of land owned by Tenney Farm, Inc., located in the Town of Princeton, Massachusetts, and to approve an award of damages in the amount of \$1,093,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 75.66 acres of land owned by Tenney Farm, Inc., located in the Town of Princeton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

Four certain parcels of land situated in the eastern part of said Princeton, three of which are at or near the intersection of Bullard Road and Sterling Road (Route 62), and the fourth being on the southern side of Houghton Road about 700 feet northeast of the intersection of Houghton Road and Sterling Road, more particularly bounded and described as follows:

Parcel 1:

A certain parcel of land containing 29.22 acres situated on the southerly side of Houghton Road in said Princeton, bounded and described as follows:

BEGINNING	at the northeasterly corner thereof at an iron pipe at the end of a stonewall, in the southerly line of Houghton Road at land now or formerly of Emma M. Gauvreau;
THENCE	S. 10 degrees 44' 15" E., 940.98 feet by land of Gauvreau to a drill hole in the end of the wall at land now or formerly of Arthur P. Charbonneau, Trustee of Snow Pond Realty Trust;

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THENCE S. 65 degrees 28' 00" W., 467.05 feet to a point;

THENCE S. 64 degrees 20' 11" W., 353.45 feet to an iron pipe;

THENCE S. 64 degrees 11' 43" W., 481.13 feet to a point near an iron pipe at land now or formerly of Joanne Crystoff Reilly and James J. Crystoff, the last three courses bein land of Charbonneau;

THENCE N. 20 degrees 33' 01" W., 940.84 feet by land of Reilly and Crystoff to a drill hole in a stone wall in the southerly line of Houghton Road;

THENCE N. 66 degrees 41' 00" E., 134.36 feet by the wall to a drill hole at the end of the wall;

THENCE N. 64 degrees 31' 13" E., 286.71 feet to a drill hole in the end of a stone wall;

THENCE N. 64 degrees 54' 51" E., 102.02 feet by the wall to a drill hole in the end of the stone wall;

THENCE N. 67 degrees 44' 59" E., 335.53 feet to a point;

THENCE N. 64 degrees 49' 34" E., 360.86 feet to a point;

THENCE N. 65 degrees 36' 51" E., 241.36 feet to the point of beginning, the last six (6) courses being by the southerly line of Houghton Road.

Parcel 2:

A certain parcel of land in said Princeton containing 19.5 acres situated westerly of Bullard Road and northerly of Sterling Road, bounded and described as follows:

BEGINNING	at the southwesterly corner thereof at an iron pipe in the northerly line of Sterling Road at land now or formerly of Henry J. Vivien E. Lindberg;
THENCE	N. 48 degree 54' 16" E., 65.10 feet to an iron pipe;
THENCE	N. 10 degrees 50' 09" E., 251.30 feet to a stone bound at land now or formerly of Arthur P. Charbonneau, Trustee of Snow Pond Realty Trust, the last two (2) courses being by land of Lindberg;
THENCE	N. 11 degrees 33' 17" E., 456.78 feet to an iron pipe;
THENCE	N. 9 degrees 52' 50" E., 391.70 feet to a stone bound;
THENCE	N. 10 degrees 48' 50" E., 199.95 feet to a stone bound at the edge of Snow Pond;
THENCE	Southeasterly approximately 1100 feet by Snow Pond to a point;
THENCE	S. 77 degrees 55' 21" E., 13.00 feet to a point;
THENCE	S. 34 degrees 40' 00" E., 20.40 feet to a point in the westerly line of Bullard Road, the last six (6) courses being by land of Charbonneau;
THENCE	S. 55 degrees 20' 00" W., 41.10 feet to a point;

THENCE S. 28 degrees 21' 09" W., 74.44 feet to a point;

THENCE S. 10 degrees 43' 42" W., 74.69 feet to a point;

THENCE S. 01 degree 35' 21" E., 279.76 feet to point;

THENCE S. 18 degrees 12' 28" W., 107.01 feet to a point;

THENCE S. 31 degrees 24' 36" W., 72.02 feet to a point;

THENCE S. 44 degrees 32' 00" W., 46.47 feet to a point;

THENCE S. 67 degrees 31' 29" W., 56.48 feet to a point;

THENCE S. 72 degrees 56' 58" W., 229.35 feet to a drill hole in the end of a wall;

THENCE S. 78 degrees 12' 50" W., 175.71 feet by the wall to drill a hole;

THENCE S. 70 degrees 51' 13" W., 72.23 feet by the wall to a drill hole;

THENCE S. 64 degrees 17' 23" W., 30.49 feet by the wall to a drill hole;

THENCE S. 58 degrees 28' 47" W., 83.21 feet by the wall to a drill hole in the end of the wall;

THENCE S. 58 degrees 28' 47" W., 40.56 feet to a point;

THENCE by a curve to the right having a radius of 30.00 feet, a distance of 42.13 feet to a point in the northerly line of Sterling Road; the last fifteen (15) courses being by the westerly line of Bullard Road;

THENCE N. 41 degrees 03' 10" W., 114.86 feet to a Worcester County Highway bound;

THENCE by a curve to the right, having a radius of 1400.00 feet, a distance of 85.53 feet to the point of beginning, the last two courses being by the northerly line of Sterling Road.

Parcel 3:

A certain parcel of land in said Princeton containing 24.1 acres situated easterly of Bullard Road and northerly of Sterling Road, bounded and described as follows:

BEGINNING at the southeasterly corner thereof at an iron pipe in the northerly line of Sterling Road at land now or formerly of Gosta K. and Helen M. Arnesen;

THENCE by a curve having a radius of 1150.00 feet a distance of 340.16 feet to a Worcester County Highway bound;

THENCE N. 61 degrees 17' 10" W, 423.73 feet to a point;

THENCE by a curve to the right having a radius of 960.00 feet, a distance of 339.01 feet to a Worcester County Highway bound at the easterly line of Bullard Road, the last three (3) courses being by the northerly line of Sterling Road;

THENCE by a curve to the right having a radius of 18.72 feet, a distance of 32.53 feet to a point;

THENCE N. 58 degrees 28' 47" E., 119.81 feet to a point;

THENCE N. 64 degrees 17' 23" E., 26.92 feet to a point;

THENCE N. 70 degrees 51' 13" E., 68.21 feet to a point;

THENCE N. 78 degrees 12' 50" E., 175.10 feet to a point;

THENCE N. 72 degrees 56' 58" E., 232.43 feet to a point;

THENCE N. 67 degrees 31' 29" E., 64.76 feet to a point;

THENCE N. 44 degrees 32' 00" E., 56.98 feet to a point;

THENCE N. 31 degrees 24' 36" E., 79.63 feet to a point;

THENCE N. 18 degrees 12' 28" E., 116.58 feet to a point;

THENCE N. 01 degree 35' 21" W., 281.96 feet to a point;

THENCE N. 10 degrees 43' 42" E., 66.01 feet to a point;

THENCE N. 28 degrees 21' 09" E., 61.41 feet to a point;

THENCE N. 55 degrees 20' 00" E., 67.06 feet to a point;

THENCE N. 65 degrees 47' 42" E., 122.47 feet to a point;

THENCE S. 22 degrees 02' 13" E., 12.30 feet to a point;

THENCE by a curve having a radius of 830.00 feet, a distance of 420.10 feet to a point;

THENCE N. 38 degrees 57' 47" E., 207.80 feet to a point;

THENCE by a curve to the right having a radius of 1170.00 feet, a distance of 109.17 feet to an iron pipe in the former centerline of East Wachusett Brook at land now or formerly of Roger Fallavollita; the last nineteen (19) courses being by the easterly line of Bullard Road;

THENCE southerly by the former location of East Wachusett Brook, approximately 435 feet to the centerline of the present location of East Wachusett Brook at land now or formerly of Gustaf P. Sorblom;

THENCE S. 20 degrees 42' 30" W., approximately 650 feet by land of Sorblom to an iron pipe at land of Cormier;

THENCE S. 66 degrees 12' 30" W., 227.70 feet to a point in the centerline of Babcock Brook;

THENCE S. 09 degrees 09 ' 35" W., 7.00 feet to a drill hole at the end of the wall;

THENCE S. 09 degrees 09' 35" W., 55.72 feet by the wall and still by land of Cormier to a point at land now or formerly of Robert K. and Nancy H. Jordan;

THENCE S. 10 degrees 29' 50" W., 240.40 feet partly by a wall and partly by a fence and land of Jordan to a point at land now or formerly of Gosta K. and Helen M. Arnesen;

THENCE S. 09 degrees 43' 40" W., 593.94 feet by a fence and land of Arnesen to the point of beginning.

Excepting and excluding from this parcel and the premises taken hereby, the following described two-acre lot, being a portion of the third parcel described above, containing the house and remaining outbuildings of the Tenney homestead. Said lot lies on the southeasterly side of Sterling Road and is more particularly described as follows:

BEGINNING at the northwesterly corner thereof at a point in the northerly line of Sterling Road, said point being 294.01 feet easterly of a Worcester County Highway bound;

THENCE N. 7 degrees 00' 00" E., 187.06 feet to a point;

THENCE N. 72 degrees 36' 18" E., 181.30 feet to a point;

THENCE S. 61 degrees 17' 10" E., 160.00 feet to a point;

THENCE S. 07 degrees 00' 00" E., 100.50 feet to a point;

THENCE S. 52 degrees 00' 00" W., 200.00 feet to a point in the northerly line of Sterling Road;

THENCE N. 61 degrees 17' 10" W., 180.00 feet to a point;

THENCE westerly by a curved line measuring 45.00 feet to the point of beginning, the last two (2) courses being by the northerly line of Sterling Road.

Being the same premises as shown as Lot 1 on a plan entitled "Plan of land in Princeton, Massachusetts, prepared for Tenney Farm, Inc., June 1993, Andrysick Land Surveying, Inc.", which plan shall be recorded with the Worcester District Registry of Deeds.

The three previously described parcels but not the excepted house lot last described are shown on a plan entitled "Plan of Land in Princeton, Massachusetts prepared for Ernest W. and Lena E. Zottoli, October 1990, Andrysick Land Surveying, Inc., 183 Beaman Road, Princeton, Mass.", and recorded in the Worcester Registry of Deeds in Plan Book 643, Plan 72.

Parcel 4:

A certain parcel of land containing 4.84 acres situated on the southerly side of Sterling Road in said Princeton, about 243 feet southeasterly from its intersection with Coal Kiln Road, bounded and described as follows:

BEGINING at an iron pin set in the northeasterly corner of the parcel being described, at a point on the southerly layout line of Sterling Road (Route 62 - Worcester County Layout H-2005) and on the common property line with land now or formerly of Paul J. and Donna M. Meyer;

THENCE following the southerly layout line southeasterly by a curve to the right with a radius of 1400 feet a distance of 356.01 feet to a point;

THENCE S. 47 degrees 43' 34" E., by land now or formerly of William E. Zottoli and Paul S. Zottoli, a distance of 280.38 feet to a corner;

THENCE turning S. 26 degrees 13' 54" W., a distance of 110.00 feet to a point;

THENCE S. 32 degrees 45' 38" W., a distance of 187.88 feet to the southwesterly corner of the property at or near the edge of a vegetated wetland;

THENCE turning N. 49 degrees 14' 08" W., a distance of 734.06 feet to an iron pin set at the northwesterly corner of the property, which point is also common to the property bounds of the lands now or formerly of the aforementioned Paul J. and

Donna M. Meyer and of land now or formerly of
Maureen Biddle Lambert, the last four (4) courses
being by lands now or formerly of William E.
Zottoli and Paul S. Zottoli;

THENCE turning N 48 degrees 39' 34" E., a distance of
348.10 feet, by lands now or formerly of the
aforementioned Myers, to the first mentioned iron
pin and the place of beginning.

Containing approximately 4.84 acres and being shown as
Lot 4 on a plan entitled "Plan of land in Princeton,
Massachusetts, prepared for Ernest and Lena Zottoli",
prepared by Andrysick Land Surveying, Inc., dated March
1990, which plan is recorded with the Worcester District
Registry of Deeds in Plan Book 635, Plan 124.

The total land area of the four parcels to be taken in this
instrument with the excepted house lot deducted is
calculated as 75.66 acres more or less.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described, and, with
the exception of the Tenney Homestead house lot as described
with Parcel 3 above, being all of the remaining lands
presently held by the said Tenney Farm, Inc., as conveyed in
a deed from Paul S. Zottoli and William E. Zottoli to Tenney
Farm, Inc., dated April 18, 1991 and recorded with the
Worcester District Registry of Deeds in Book 13341, Page
374. Also meaning and intending to take any and all fee
interest in Sterling Road, Houghton Road and Bullard Road
which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,

sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land. The said Commission is not subject to the terms and provisions of the Declaration of Restrictions and Reservations dated June 12, 1991, and recorded with said Deeds in Book 13458, Page 187.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Tenney Farm, Inc.	\$ 1,093,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$1,093,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 447.923 acres of land owned by Great Farm Limited Partnership, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$1,724,800.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 447.923 acres of land owned by Great Farm Limited Partnership, located in the Town of Hubbardston, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of land in said Hubbardston, located on the easterly side of High Street, bounded and described as follows:

Beginning at a point on High Street S. 87° 08' E., for 135.20 feet to an iron pin;

thence N. 76° 22' E., for 380.00 feet to an iron pin;

thence N. 15° 29' E., for 545.08 feet to an iron pin;

thence northerly 55.0 feet to a drill hole in the corner of a stone wall;

thence N. 58° E., for 588.00 feet along a stone wall to a corner;

thence N. 53° 1/2' W., 289.00 feet along a wall to a corner;

thence N. 34° 45' E., for 336.00 feet along a wall to a corner;

thence N. 20° W., 525.00 feet along a stone wall to a corner;

thence N. 64° E., 3,084.00 feet to a concrete bound;

thence S. 23° E., 1,650.00 feet to a concrete bound;

thence S. 64° W., 4,614.00 feet to a drill hole;

thence N. 74 1/2° W., 286.1 feet to High Street;

thence along High Street N. 15° E., 206.5 feet to the point of beginning, a stone monument.

This parcel contains approximately 137.7 acres and is shown on plans recorded with the Worcester District Registry of Deeds in Plan Book 387, Plan 15, and Plan Book 407, Plan 45.

Being the same property described in a deed from Tracy and Lucey Company, Inc., and Myron F. Tuross, et al, Trustees of Wren Realty Trust, to Great Farm Limited Partnership, dated November 23, 1992, and recorded with said Deeds in Book 14816, Page 62.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all interest in and to High Street held by the owners of record.

Parcel 2.

A certain parcel of land in said Hubbardston, located on the southeasterly side of Gardner Road (Route 68), bounded and described as follows:

Beginning in the northerly line of the road leading from School House No. 3 to the house formerly occupied by Wendla Johnson and opposite the end of a wall (across said road);

Thence along the northerly line of said road in six successive courses N. 60 1/2 degrees E. 41 rods; N. 46 degrees E. 10 rods; N. 59 degrees E. 6 rods; N. 75 degrees E. 26 rods; N. 57 degrees E. 20 rods; and N. 60 1/2 degrees E. about 52 rods to the westerly line of land now or formerly of of the Boston, Barre and Gardner Railroad Company;

Thence along the land now or formerly of said Railroad Company about S. 02 degrees W. 132 rods to a stake and stones on the westerly side of a wall at land formerly of Peter Richardson;

Thence on said land S. 35 1/2 degrees W. 69 rods to a stake and stones at land formerly of A. and D. Hosmer;

Thence N. 76 1/2 degrees W. 52 rods and 10 links;

Thence N. 28 degrees 1/2 W. 31 rods and 4 links;

Thence N. 39 1/2 degrees E. 24 rods 5 links to a corner of walls;

Thence on a wall N. 16 degrees W. 81 rods 15 links to the place of beginning, these last three courses being on land now or formerly of David Bennet.

Containing about 112 1/2 acres, reserving and excepting the road on the northerly side of said parcel.

Parcel 3.

A certain parcel of land in said Hubbardston, located on the southeasterly side of Gardner Road (Route 68), bounded and described as follows:

A parcel containing about 215 acres, being part of Great Farm No. XXXI and a part of Houselot No. 10 and Houselot No. 9, and bounded easterly by land now or formerly of David Pollard and Daniel Hosmer; southerly by original Houselot No. 8; westerly by the farms formerly owned by Bill Grimes and Joseph Lovewell; and northerly by the farm formerly owned by Joseph Green and the road leading from Hubbardston until it intersects the line separating Houselots No. 10 and 65; then following that line to Great Farm No. XXXI;

Thence following that line southerly about 20 rods to a stake and stone;

Thence easterly about 36 rods to the first mentioned bound.

Parcel 2 and Parcel 3, as above described, together contain approximately 137.5 acres. The premises to be acquired by this order as described within said Parcels 2 and 3, comprise approximately 310.223 acres, as shown as Lot 1 on a plan entitled "Plan of Lots Surveyed for Great Farms Limited Partnership in Hubbardston (Worcester County) MA", prepared by Szoc Surveyors, dated April 30, 1993, which plan shall be recorded with said Deeds prior to the recording of this order.

Being a portion of the same property described in a deed from The Home National Bank of Milford to Great Farm Limited Partnership, dated April 19, 1990, and recorded with said Deeds in Book 12743, Page 398.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all interest in and to Gardner Road and High Bridge Road held by the owners of record, but expressly excluding that parcel shown as Lot 2 on said plan to be recorded and containing approximately 11.008 acres situated on the northwesterly side of Gardner Road, and thereby taking all that property owned by Great Farm Limited Partnership on the easterly side of High Street and on the southeasterly side of Gardner Road.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Great Farm Limited Partnership	\$ 1,724,800.00

The Commission further V O T E D: to approve an award of damages in the amount of \$1,724,800.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 131.2 acres of land owned by Louis A. Richard and Anne M. Richard, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$478,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 131.2 acres of land owned by Louis A. Richard and Anne M. Richard, located in the Town of Hubbardston.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

Two certain parcels of land on the easterly side of Gardner Road (Route 68) in said Hubbardston, shown as Lot 1, containing 125.2 acres, and Lot 2, containing 6.0 acres, on a plan of land entitled "Plan of Land in Hubbardston, Massachusetts", prepared by Dunn Engineering Co., Inc., dated March 8, 1991, and recorded with the Worcester South District Registry of Deeds in Plan Book 647, Plan 56, reference to which plan may be made for a more particular description.

Meaning and intending to take hereby the above premises, containing 131.2 acres, more or less, howsoever the same may be bounded and described, and including any and all fee interest in Gardner Road and High Bridge Road which may be held by the supposed owners, and being a portion of the same premises described in a deed from Matti Lappi, et ux, to Toivo M. Lappi, et ux, dated October 11, 1951 and recorded with said Deeds in Book 3377, Page 384.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Louis A. Richard and Anne M. Richard	\$ 478,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$478,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 39.6 acres of land owned by George L. Dresser, Trustee of the Rice Realty Trust, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$154,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 39.6 acres of land owned by George L. Dresser, Trustee of the Rice Realty Trust, located in the Town of Hubbardston, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in the westerly part of Hubbardston, on the southerly side of Williamsville Road, so-called, leading from Hubbardston Center to Williamsville Village and on the easterly side of Canesto Brook, so-called, bounded and described as follows:

BEGINNING	at the northeasterly corner thereof at a corner of walls in the southerly line of Williamsville Road, at land now or formerly of the Town Farm, so-called;
THENCE	S. 24 E. degrees E., by a stone wall, by said Town Farm, 1175 feet to an angle of said wall;
THENCE	S. 65 degrees W., by a stone wall, 1350 feet to a stone monument at the end of said wall at land now or formerly of the Commonwealth of Massachusetts;
THENCE	N. 28 degrees W., by a wire fence, by land now or formerly of said Commonwealth 347 feet to a stone monument;

BEGINNING at the westerly end of a stone wall running along the southerly side of Williamsville Road Cutoff in Hubbardston, Massachusetts

THENCE S. 8 degrees 39' 03" E., 98.80 feet to a T-bar set in a stone wall;

THENCE S. 1 degree 33' 20" W., by said wall 177.88 feet to a T-bar set in said wall;

THENCE N. 80 degrees 59' 32" E., 21.02 feet to a T-bar;

THENCE S. 08 degrees 54' 02" E., 112.37 feet to a T-bar;

THENCE S. 80 degrees 59, 32" W., 42.77 feet to a point in a stone wall;

THENCE S. 02 degree 24' 30" W., by said wall 257.55 feet;

THENCE S. 13 degrees 38' 44" W., by said wall 41.02 feet;

THENCE S. 25 degrees 18' 38" W., 12.41 feet to a point in a wall;

THENCE S. 56 degrees 34' 11" W., by said wall 54.00 feet;

THENCE S. 65 degrees 57' 26" W., by said wall 27.40 feet;

THENCE S. 51 degrees 45' 36" W., by said wall 38.55 feet;

THENCE N. 30 degrees 41' 29" W., by said wall 25.24 feet;

THENCE N. 10 degrees 06' 10" W. by said wall 155.93 feet;

THENCE N. 09 degrees 30' 52" W., by said wall 427.87 feet to a T-bar in said wall;

THENCE N. 04 degrees 10' 50" E., 184.21 feet to the end of a wall at the Southerly line of Williamsville Road Cutoff;

THENCE S. 62 degrees 31' 55" E., by said wall and by Williamsville Road Cutoff 39.48 feet;

Name		Address		Occupation	
John	Smith	123	Main St	Teacher	Male
Mary	Johnson	456	Maple Ave	Homemaker	Female
Robert	Williams	789	Oak St	Engineer	Male
Elizabeth	Davis	101	Pine St	Nurse	Female
James	Garcia	202	Elm St	Farmer	Male
Sarah	Miller	303	Broadway	Shopkeeper	Female
Thomas	Wilson	404	Highway 1	Driver	Male
Anna	Moore	505	Central Ave	Librarian	Female
Charles	Anderson	606	Market St	Merchant	Male
Patricia	Thompson	707	College St	Student	Female
David	White	808	University Ave	Professor	Male
Jane	Black	909	City Hall	Official	Female
Richard	Green	1010	Post Office	Postman	Male
Barbara	King	1111	Police Station	Officer	Female
Joseph	Scott	1212	Courthouse	Judge	Male
Michelle	Young	1313	City Park	Recreation	Female
Christopher	Allen	1414	City Hall	Official	Male
Stephanie	Wright	1515	City Hall	Official	Female
Matthew	King	1616	City Hall	Official	Male
Olivia	Scott	1717	City Hall	Official	Female
Andrew	Young	1818	City Hall	Official	Male
Isabella	Allen	1919	City Hall	Official	Female
Benjamin	Wright	2020	City Hall	Official	Male
Charlotte	King	2121	City Hall	Official	Female
William	Scott	2222	City Hall	Official	Male
Amelia	Young	2323	City Hall	Official	Female
Robert	Allen	2424	City Hall	Official	Male
Evelyn	Wright	2525	City Hall	Official	Female
George	King	2626	City Hall	Official	Male
Grace	Scott	2727	City Hall	Official	Female
Henry	Young	2828	City Hall	Official	Male
Ida	Allen	2929	City Hall	Official	Female
Frederick	Wright	3030	City Hall	Official	Male
Julia	King	3131	City Hall	Official	Female
Samuel	Scott	3232	City Hall	Official	Male
Martha	Young	3333	City Hall	Official	Female
John	Allen	3434	City Hall	Official	Male
Elizabeth	Wright	3535	City Hall	Official	Female
James	King	3636	City Hall	Official	Male
Sarah	Scott	3737	City Hall	Official	Female
Thomas	Young	3838	City Hall	Official	Male
Anna	Allen	3939	City Hall	Official	Female
Charles	Wright	4040	City Hall	Official	Male
Patricia	King	4141	City Hall	Official	Female
David	Scott	4242	City Hall	Official	Male
Jane	Young	4343	City Hall	Official	Female
Richard	Allen	4444	City Hall	Official	Male
Barbara	Wright	4545	City Hall	Official	Female
Joseph	King	4646	City Hall	Official	Male
Michelle	Scott	4747	City Hall	Official	Female
Christopher	Young	4848	City Hall	Official	Male
Stephanie	Allen	4949	City Hall	Official	Female
Matthew	Wright	5050	City Hall	Official	Male

THENCE S. 65 degrees W., by a wire fence, by land now or formerly of said Commonwealth about 90 feet to the center of Canesto Brook;

THENCE northerly, upstream, by the center line of Canesto Brook, by land now or formerly of Chester E. Pultorak about 2100 feet to the southerly line of aforementioned Williamsville Road;

THENCE S. 62 degrees E., by the southerly line of said road, 88 feet;

THENCE S. 40 degrees E., 100 feet;

THENCE S. 11 degrees E., 200 feet;

THENCE S. 48 degrees E., 222 feet;

THENCE by a curve to the left having a radius of about 190 feet, 152 feet;

THENCE N. 87 degrees E., 300 feet to the place of beginning.

The preceding six (6) courses being by the southerly line of Williamsville Road.

Containing about 43 acres of land more or less.

Being the same premises described in a deed from Daniel H. Rice, III and Carol W. Rice dated May 8, 1991 and recorded in the Worcester District Registry of Deeds at Book 13392, Page 341.

Excepting therefrom the lot containing 3.367 acres, more or less, of land shown on Plan of Land in Hubbardston, Massachusetts prepared for Carol W. Rice by Peter G. Knowles dated July 7, 1992, and recorded in said Registry Plan Book 664, Plan 41, which lot is according to said Plan, more particularly described as follows:

- THENCE S. 74 degrees 46' 37" E., by said wall and by
Williamsville Road Cutoff 32.11 feet;
- THENCE S. 84 degrees 30' 46" E., by said wall and by
Williamsville Road Cutoff 36.30 feet;
- THENCE N. 84 degrees 11' 17" E., by said wall and by
Williamsville Road Cutoff 97.23 feet to a corner
of walls at the existing driveway;
- THENCE N. 82 degrees 35' 45" E., by Williamsville Road
Cutoff and crossing said driveway 19.05 feet to
the point of beginning.

Meaning and intending to take hereby the above premises, comprising approximately 39.6 acres, howsoever the same may be bounded and described, and including any and all fee interest in Williamsville Road and Williamsville Road Cutoff which may be held by the supposed owner, and being a portion of the same premises described in a deed from Carol W. Rice to George L. Dresser, Trustee of the Rice Realty Trust, dated October 28, 1992, and recorded with said Deeds in Book 14659, Page 147, and being the same premises shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Hubbardston (Worcester County) Mass., Land Taking Plan for Watershed Protection", dated June 24, 1993, prepared by Foresight Land Services, which plan shall be recorded with said Deeds and made a part of this order, at a later date.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the theory of the structure of the atom. This is a circular argument, but it is the only way to proceed.

The second part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the theory of the structure of the atom. This is a circular argument, but it is the only way to proceed.

The third part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the theory of the structure of the atom. This is a circular argument, but it is the only way to proceed.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
George L. Dresser, Trustee of the Rice Realty Trust	\$ 154,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$154,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 43.18 acres of land owned by George Antinarella, et al, located in the Town of West Boylston, Massachusetts, and to approve an award of damages in the amount of \$403,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 43.18 acres of land owned by George Antinarella, et al, located in the Town of West Boylston, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of West Boylston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land north of Lee Street and lying on the westerly side of Prospect Street in said West Boylston, more particularly bounded and described as follows:

Beginning at a point at the northeasterly corner of the property to be described at a drill hole set in a stone wall on the northwesterly layout line of Prospect Street and at the southeasterly corner of land now or formerly of Country Club Realty Trust (Wachusett Country Club);

THENCE S. 27 degrees 50' 07" W., a distance of 148.81 feet along the northwesterly layout line of Prospect Street to a point near a bound with drill hole;

THENCE continuing along the street layout by a curve to the right with a radius of 12,499.54 feet a distance of 276.33 feet to a point near a drill hole in a concrete bound;

THENCE S. 29 degrees 07' 10" W., continuing along the street layout a distance of 419.79 feet to a drill hole in a concrete bound;

THENCE continuing along the street layout by a curve to the right with a radius of 3,970.00 feet a distance of 107.32 feet to a point at the southeasterly corner of the property being described, at other land of Antinarella;

THENCE turning N. 57 degrees 17' 22" W., a distance of 504.71 feet by other land of Antinarella to a point at a corner of the property being described, in the division line between land of Antinarella and land now or formerly of the Town of West Boylston;

THENCE turning N. 24 degrees 36' 13" E., a distance of 78.42 feet to a point near a concrete bound with drill hole set at another corner;

THENCE turning N. 61 degrees 34' 23" W., a distance of 441.99 feet to a concrete MDC bound with drill hole set at another corner;

THENCE turning N. 28 degrees 25' 37" E., a distance of 163.88 feet to another concrete MDC bound with drill hole set at another corner;

THENCE turning N. 61 degrees 34' 23" W., a distance of 680.65 feet to a point in a marsh at another corner;

THENCE turning S. 28 degrees 25' 37" W., a distance of 215.83 feet to a point in a marsh at another corner;

THENCE turning N. 70 degrees 51' 53" W., a distance of 151.44 feet to a point on the property line of land now or formerly of the Town of West Boylston and land now or formerly of Casa Corporation, the last (6) courses being by lands now or formerly of said Town;

THENCE N. 69 degrees 50' 10" W., 459.99 feet by land now or formerly of said Casa Corporation to a concrete MDC bound with drill hole set at a stone wall;

THENCE turning N. 14 degrees 12' 20" W., a distance of 335.91 feet by lands now or formerly of the said Casa Corporation along the stone wall to a point;

THENCE N. 13 degrees 55' 20" W., by the stone wall a distance of 191.97 feet by lands now or formerly of the said Casa Corporation and lands now or formerly of one Flanagan to a point;

THENCE N. 14 degrees 31' 40" W., a distance of 158.15 feet by lands now or formerly of the said Flanagan and now or formerly of one Paige to a drill hole set in the stone wall at the northwesterly corner of the land being described and a point common to the lands now or formerly of the said Paige, and now or formerly of one Michie;

THENCE turning N. 74 degrees 20' 35" E., a distance of 455.65 feet to another concrete MDC bound with drill hole set at an angle;

THENCE S. 78 degrees 26' 10" E., a distance of 133.39 feet to a point;

THENCE S. 71 degrees 33' 27" E., a distance of 208.93 feet to another concrete MDC bound with drill hole set;

THENE S. 60 degrees 38' 55" E., a distance of 348.42 feet to an iron pipe, at land now or formerly of the Country Club Realty Trust, the preceding four courses being by land now or formerly of the said Michie;

THENCE turning S. 00 degrees 06' 57" W., a distance of 32.23 feet to an iron pipe;

THENCE S. 75 degrees 37' 41" E., a distance of 50.77 feet to a point;

THENCE S. 20 degrees 06' -55" W., a distance of 164.00 feet to another concrete MDC bound with drill hole set at an angular corner;

THENCE S. 76 degrees 40' 24" E., a distance of 575.30 feet to another concrete MDC bound with drill hole set an an obtuse angle;

THENCE S. 57 degrees 19' 57" E., a distance of 436.11 feet to a point at a corner;

THENCE turning N. 19 degrees 40' 43" E., a distance of 199.36 feet to drill hole set at or near the end of a stone wall;

THENCE turning S. 57 degrees 17' 22" E., a distance of 651.49 feet by the stone wall to the first mentioned bound and place of beginning, the last seven (7) courses being by lands now or formerly of the Country Club Realty Trust.

Containing approximately 43.18 acres as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, West Boylston (Worcester County) Mass., Land Taking Plan for Watershed Protection", prepared by Surveying and Mapping Consultants, Inc., dated June 21, 1993, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order, at a later date.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Prospect Street which may be held by the supposed owners, and being a portion of the same premises described in a deed from Albina Sills, et al, Trustees, to Mary Schofield, et al, dated April 22, 1981, and recorded with said Deeds in Book 7249, Page 379.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land. The said Commission does hereby grant the supposed owners named below the limited right to hay and timber and graze livestock on said premises, until such time as the surviving record owner sells or transfers his or her interest in the adjoining property, or until such time as the adjoining property is subdivided or any interest therein is transferred or conveyed; moreover, said limited right shall not be construed in any way as a grant of a right or an interest in and to the premises, or a grant of a right or an interest appurtenant to said premises.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Mary Schofield, Marietta Morace, Sabino Antinarella and George Antinarella	\$ 403,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$403,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 0.79 acres of land owned by James E. Simpson and Maro P. Flagg, Jr., located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$65,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 0.79 acres of land owned by James E. Simpson and Maro P. Flagg, Jr., located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in the westerly portion of said Sterling at the intersection of the way leading from Sterling to Princeton known as Route 61 and at the intersection of the way leading from West Boylston to East Princeton, known as Route 140, bounded and described as follows:

BEGINNING at a point on the easterly side of Route 140, said point being twelve (12) feet northerly of a 20-inch steel culvert, approximately 57 feet more or less southerly of said intersection;

THENCE in a direct easterly direction at an angle of 90 degrees with said easterly boundary of Route 140 to the center of the thread of the Stillwater River;

THENCE turning and running by the center thread of the Stillwater River angling and curving therewith to the southerly boundary of Route 62;

THE HISTORY OF THE
CITY OF BOSTON
FROM 1630 TO 1800

CHAPTER I THE FOUNDING OF THE CITY

THE CITY OF BOSTON WAS FOUNDED

ON THE 18TH OF SEPTEMBER 1630 BY A
COMPANY OF PURITANS WHO WERE
LEADING BY JOHN JOHNSON AND
WILLIAM BRIDGES. THEY ARRIVED
AT THE MOUTH OF THE CHARLES RIVER
AND SETTLED AT FIRST AT A PLACE
CALLED BOSTON. THE CITY WAS
AT FIRST CALLED BOSTONIA. THE
NAME WAS CHANGED TO BOSTON
IN 1630. THE CITY WAS AT FIRST
A SMALL VILLAGE. IT GROWED
RAPIDLY IN THE 17TH CENTURY.
IT BECAME ONE OF THE MOST
IMPORTANT CITIES IN THE
NORTH AMERICAN COLONIES.

THE CITY WAS AT FIRST CALLED
BOSTONIA. THE NAME WAS
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IT BECAME ONE OF THE MOST
IMPORTANT CITIES IN THE
NORTH AMERICAN COLONIES.

THE CITY WAS AT FIRST CALLED
BOSTONIA. THE NAME WAS
CHANGED TO BOSTON IN 1630.

THENCE by the southerly boundary of Route 62 and the easterly boundary of Route 140 by a radius angling and curving therewith to the place of the beginning.

Containing approximately 34,830 square feet, more or less,

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Princeton Road (Route 62) and Redemption Rock Trail (Route 140) which may be held by the supposed owners, and being the same premises described in a deed from Marjam Enterprises, Inc., to James E. Simpson and Maro P. Flagg, Jr., dated May 28, 1993, and recorded with Worcester District Registry of Deeds in Book 7870, Page 265.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
James E. Simpson and Maro P. Flagg, Jr.	\$ 65,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$65,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 28.9 acres of land owned by Sara Kajel, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$43,400.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 28.9 acres of land owned by Sara Kajel, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land lying on the easterly side of Natty Pond Brook and off of the south side of Williamsville Road in the said Town of Hubbardston, more particularly bounded and described as follows:

BEGINNING	at a drill hole set at the angle of a stone wall at land now or formerly of Sudol, said point being at the northeasterly corner of the parcel to be described
THENCE	S. 30 degrees 26' 38" E., a distance of 27.51 feet to a drill hole set in a stone wall;
THENCE	S. 29 degrees 06' 14" E. a distance of 63.96 feet to a drill hole set in a stone wall;
THENCE	S. 33 degrees 09' 46" E., a distance of 43.87 feet to a drill hole set in a stone wall;
THENCE	S. 32 degrees 41' 05" E., a distance of 322.21 feet to a stone bound, the previous four courses bounding easterly on land now or formerly of Sudol;

THENCE S. 62 degrees 01' 36" W., a distance of 517.15 feet to a point;

THENCE S. 25 degrees 23' 00" E., a distance of 851.40 feet to a point, the previously two courses bounding southerly and easterly on land of the Commonwealth;

THENCE S. 63 degrees 32' 19" W., a distance of 805.28 feet to a point;

THENCE 28 degrees 56' 05" E., a distance of 210.54 feet to a stake set in stones found, the previous two courses bounding southerly and easterly on land now or formerly of Rivers;

THENCE westerly by edge of hard ground a distance of 1000 feet more or less to a point bounding southerly on land now or formerly of Chapman;

THENCE N. 12 degrees 19' 36" W., a distance of 460.00 feet more or less to the center of said Natty Pond Brook;

THENCE northeasterly by said brook a distance of 1000 feet more or less to a point; the previous two courses bounding westerly on land now or formerly of Bates;

THENCE N. 62 degrees 01' 36" E., a distance of 310.00 feet more or less to a stake set in stones found;

THENCE N. 10 degrees 21' 54" E., a distance of 306.14 feet to a point;

THENCE N. 10 degrees 14' 54" E., a distance of 566.23 feet to a point, the previous three courses bounding westerly on land now or formerly of Hubbardston Rod and Gun Club, Inc.;

THENCE S. 70 degrees 15' 41" E., a distance of 309.18 feet to a drill hole bounding northerly on other land now or formerly of Kajel; said drill being the point of beginning.

Containing approximately 28.9 acres as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Hubbardston (Worcester County) Mass., Land Taking Plan for Watershed Protection", prepared by Schofield Brothers of New England, Inc., dated June 24, 1993, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order, at a later date.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the same premises described in a deed from Uuno Hakala and Selma J. Juvonen, Executors of the Estate of Hilda E. Kivioja to Sara Kajel dated December 8, 1969, and recorded with the Worcester District Registry of Deeds in Book 5005, Page 210.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Sara Kajel	\$ 43,400.00

The Commission further V O T E D: to approve an award of damages in the amount of \$43,400.00, together with such damages and cost as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 80.69 acres of land owned by C. Shirley Davenport, et al, located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 80.69 acres of land owned by C. Shirley Davenport, et al, located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, Parcels 1 through 5 inclusive, and Parcels 7 and 8, as described below, comprising most of that tract of land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts; and

IT IS FURTHER ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by the above cited laws and Sections 30, 31 and 32 of Chapter 184 of the General Laws, does hereby order the taking, under the aforesaid provisions, of a watershed preservation restriction and conservation easement in the name of and for the benefit of the Commonwealth of Massachusetts, Parcel 6 as described below, comprising that portion of the tract of land in said Holden, which tract containing eight parcels of land in its entirety, is bounded and described as follows, namely:

A certain tract of land situated north of Quinapoxet Street and the Asnebumskit Brook, west of Mill Street and south of the Quinapoxet River in said Holden, Worcester County Massachusetts, comprised of eight parcels, more particularly bounded and described as follows:

Parcel 1.

BEGINNING at the northeasterly corner of the parcel at a point on the westerly sideline of a former rail bed of the Central Massachusetts Railroad at the boundary line between lands now or formerly of the City of Worcester and lands now or formerly of the J. Stanley Holt and Fred W. Holt Estates;

THENCE S. 51 degrees 45' 57" E., a distance of 82.50 feet to a point on the easterly sideline of the said former railbed and the southwest corner of other land now or formerly of the said Holt Estates, this course being by other land of Davenport;

THENCE continuing on the same course a distance of 96.84 feet to a drill hole at the end of a stone wall;

THENCE S. 51 degrees 51' 25" E., a distance of 84.99 feet to another drill hole in the wall;

THENCE S. 47 degrees 46' 17"E., a distance of 16.68 feet to another drill hole in the wall;

THENCE S. 52 degrees 15' 48" E., a distance of 251.82 feet to another drill hole in the wall;

THENCE S. 51 degrees 45' 44" E., a distance of 214.28 feet to another drill hole in the wall;

THENCE S. 51 degrees 44' 56" E., a distance of 146.62 feet to a drill hole at the end of the wall, and the eastern most corner of the lot, at land now of the Commonwealth formerly of the said Holt Estates;

THENCE turning S. 38 degrees 08' 20" W., a distance of 675.35 feet to the end of a stone wall;

THENCE by the wall S. 66 degrees 23' 32" W., a distance of 8.40 feet to a drill hole in the wall;

THENCE S. 44 degrees 48' 14" W., a distance of 42.90 feet to another drill hole in the wall;

THENCE S. 50 degrees 16' 51" W., a distance of 47.67 feet to another drill hole in the wall;

THENCE S. 54 degrees 33' 32" W., a distance of 86.89 feet to another drill hole in the wall;

THENCE S. 62 degrees 33' 16" W., a distance of 95.49 feet to another drill hole in the wall;

THENCE S. 50 degrees 18' 55" W., a distance of 153.72 to a tire hub at an intersection of stone walls and land now or formerly of the Boston and Maine Railroad, the last seven (7) courses being by land now or of the Commonwealth, formerly of Holt;

THENCE turning N. 80 degrees 49' 20" W., a distance of 65.08 feet to a drill hole in the stone wall running along the southwesterly margin of the parcel;

THENCE N. 73 degrees 12' 01" W., continuing along the wall a distance of 58.39 feet to another drill hole;

THENCE N. 82 degrees 43' 30" W., a distance of 33.29 feet to another drill hole;

THENCE N. 76 degrees 27' 02" W., a distance of 73.55 feet to another drill hole;

THENCE N. 44 degrees 26' 37" W., a distance of 83.14 feet to another drill hole;

THENCE N. 51 degrees 51' 05" W., a distance of 88.37 feet of another drill hole;

THENCE N. 55 degrees 14' 55" W., a distance of 117.16 feet to another drill hole;

THENCE N. 62 degrees 49' 43" W., a distance of 23.48 feet to another drill hole;

THENCE N. 53 degrees 06' 52" W., a distance of 130.00 feet to another drill hole;

THENCE N. 63 degrees 56' 22" W., a distance of 39.85 feet to the a drill hole set at the end of the stone wall;

THENCE containing on the same bearing of 11.47 feet to a concrete MDC bound with drill hole set in the easterly sideline of the previously referenced former railroad bed;

THENCE N. 64 degrees 05' 21" W., a distance of 84.44 feet crossing the former railroad to a drill hole set in the base stone of a stone wall at a point on the westerly sideline of the former railbed at land now or formerly of the City of Worcester, the last twelve (12) courses being by land now or formerly of the Boston and Maine Railroad;

THENCE N. 38 degrees 14' 03" E., by the westerly sideline of the former railbed and land now or formerly of the City of Worcester a distance of 1,225.50 feet to the first mentioned point and place of beginning.

Containing approximately 23.46 acres as shown on a plan referenced at the conclusion of this instrument.

Parcel 2.

BEGINNING at the southwesterly corner of the parcel, being the same point given as the beginning point at the northwesterly corner of Parcel #1 described above;

THENCE N 38 degrees 14' 03" E., a distance of 1295.26 feet along the westerly sideline of the former railroad referenced above, and land now or formerly of the J.S. and F.W. Holt Estates, to a point of curvature;

THENCE along the former railbed by a curve to the right with a radius of 1,192.25 feet a distance of 356.29 feet to a concrete MDC bound at land of the Commonwealth, this course being by lands now or formerly of the said Holt Estate and by land now or formerly of the Commonwealth, formerly of Annie E. Holt;

THENCE S. 38 degrees 31' 06" E., crossing the former railbed a distance of 82.70 feet to a point on the easterly sideline, at other land now or formerly of Davenport and land now of the Commonwealth, formerly of the said Holt estates;

THENCE following the former railbed southwesterly by a curve to the left with a radius of 1,109.75 feet a distance of 337.23 feet to a point;

THENCE S. 38 degrees 14' 03" W., a distance of 1295.26 feet to the second mentioned point in the description of parcel #1 above, the last two (2) courses being by land now or formerly of the Commonwealth formerly of Holt;

THENCE N. 51 degrees 45' 57" W., by parcel #1 a distance of 82.50 feet to the first mentioned point and place of beginning.

Containing approximately 3.55 acres as shown on the plan referenced at the conclusion of this instrument.

Parcel 3.

BEGINNING at at the westernmost point of the parcel at the concrete bound being the third point mentioned in the description of Parcel #2 above, at land of the Commonwealth on the westerly sideline of the aforementioned former railroad railbed;

THENCE along the westerly sideline of the former railbed in a northeasterly direction by a curve to the right with a radius of 1,925.25 feet a distance of 162.51 feet to a concrete bound with drill hole on the southerly side of the Wachusett Coldbrook Tunnel (Quabbin Aqueduct);

THENCE S. 86 degrees 35' 45" E., following the southside of the aqueduct alignment a distance of 231.86 feet to a point on the centerline of Bear Brook at other land of the Commonwealth formerly of Holt;

THENCE by the centerline of Bear Brook upstream and generally southwest a distance of about 445 feet to a pile of stones at a corner of lands formerly of Holt now of the Commonwealth;

THENCE N. 38 degrees 31' 06" W., a distance of 243.58 feet to a point on the easterly sideline of the former railbed, this course being by land of the Commonwealth formerly of Holt;

THENCE on the same course across the former railbed a distance of 82.70 feet, being the third course in the description of parcel #2 above, to the concrete bound with drill hole, being the first mentioned point and place of beginning.

Containing approximately .89 of an acre as shown on the plan referenced at the conclusion of this instrument.

Parcel 4.

BEGINNING at a point on the centerline of Bear Brook at the northerly layout line of the Wachusett-Coldbrook Tunnel (Quabbin Aqueduct);

THENCE N. 86 degrees 35' 45" W., along the norhterly line of the aqueduct a distance of 163 feet, more or less, to a point on the layout of a 50 foot utility easement acquired by the Commonwealth, and the norhternmost sideline of the aforementioned former railroad bed;

THENCE following the common curve of the railbed and utility easement along a curve to the right with a radius of 1,192.25 feet a distance of 1042.96 feet to anothe point on the northerly layout of the acqueduct;

THENCE N. 86 degrees 35' 45" W., following the acqueduct layout a distance of 249.82 feet to the point at which the acqueduct layout intersects the southerly layout line of the former railbed;

THENCE following the southerly layout of the former railbed by a curve to the right with a radius of 1,109.75 feet, a distance of 514.98 feet to the point at which the curve reintersects the northerly line of the aqueduct;

THENCE N. 86 degrees 35' 45" W., a distance of 87 feet more or less, to a point on the center line of Bear Brook, being the first mentioned point and place of beginning.

Containing approximately 1.52 acres as shown on the plan referenced at the conclusion of this instrument.

Parcel 5.

BEGINNING at an MDC concrete bound set on the northerly layout line of the Wachusett-Coldbrook Tunnel (Quabbin Aqueduct) at its intersection with other land of the Commonwealth and with the easement point of the parcel to be described;

THENCE N. 86 degrees 35' 45" W., following the northerly layout line of the aqueduct a distance of 1180.53 feet to a point at which the northerly layout line of the aforementioned former railbed intersects the northerly layout line of the aqueduct, this point being the third point mentioned and end of the second recited course in the description of Parcel #4 above;

THENCE following the northerly layout line of the railbed and southerly layout line of the aforementioned utility easement by a curve to the left with a radius of 1,192.25 feet a distance of 842 feet more or less, to a point on the centerline of Bear Brook;

THENCE generally north and east following the centerline of Bear Brook downstream a distance of 1,340 feet more or less, to its intersection with the centerline of the Quinapoxet River;

THENCE generally east and downstream by the centerline of the Quinapoxet River a distance of 587 feet more or less, to a point;

THENCE S. 12 degrees 59' 16" W., a distance of 755 feet more or less, to a concrete bound with drill hole;

THENCE turning S. 69 degrees 47' 46" E., a distance of 968.44 feet to the first mentioned bound and place of beginning, all courses for this description being by lands of the Commonwealth.

Containing approximately 22.9 acres as shown on the plan referenced at the conclusion of this instrument.

Parcel 6.

BEGINNING at the northeasterly corner of the parcel to be described at a concrete bound with drill hole set in the southerly layout line of the Wachusett-Coldbrook Tunnel (Quabbin Aqueduct) at other land now or formerly of the said Davenport (This bound is further identified as lying S. 69 degrees 47' 51" E., a distance of 172.91 feet from the bound used as the beginning and ending point for the above description of parcel #5);

THENCE S 69 degrees 48' 25" E., a distance of 582.90 feet to another concrete bound with drill hole at an angle of other land now or formerly of the said Davenport;

THENCE turning S. 52 degrees 21' 36" W., a distance of 880.42 feet to a concrete MDC bound with drill hole set in the northeasterly layout line of the aforementioned former railroad bed, and other property now or formerly of Davenport;

THENCE by a curve to the left with a radius of 1,525.66 feet a distance of 244.62 feet to a point, this course being by the northerly layout line of the former railbed and land now or formerly of Davenport;

THENCE N. 54 degrees 16' 27" W., following the above mentioned layout line a distance of 1079.55 feet to another point of curvature in the layout line;

THENCE by a curve to the left with a radius of 1,192.25 feet a distance of 43.37 feet along the layout line to the point of intersection with the southerly layout line of the Wachusett Coldbrook Tunnel (Quabbin Aqueduct)

THENCE S. 86 degrees 35' 45"E., by the southerly layout line of the aqueduct a distance of 1,250.68 feet to the first mentioned bound and place of beginning.

Containing approximately 15.42 acres as shown on the plan referenced at the conclusion of this instrument.

Parcel 7.

BEGINNING at a concrete MDC bound set at the juncture of the southerly layout line of the Wachusett Coldbrook Tunnel (Quabbin Aqueduct) with the southerly layout line of the former railbed previously mentioned at land now or formerly of the Commonwealth, formerly of J. Stanley Holt estate;

THENCE southeasterly by a curve to the right with a radius of 1109.75 feet a distance of 202.85 feet along the southerly layout line of the former railbed to another concrete MDC bound with drill hole;

THENCE S. 54 degrees 16' 27" E., by the southerly layout line of the railbed a distance of 1079.55 feet to another MDC bound with drill hole; the last two courses being by land of the Commonwealth, formerly held by Holt;

THENCE southeasterly by a curve to the right with a radius of 1,443.16 feet a distance of 1,048.03 feet to another concrete MDC bound with drill hole, this course being by land of the Commonwealth, formerly of Holt, other lands now or formerly of Davenport and land nor or formerly of one J.P. Neale;

THENCE S. 12 degrees 39' 57" E., a distance of 171.80 feet to another concrete MDC bound with drill hole set in the southerly layout line of the former railbed at the line of division between land now or formerly of Neale and land now or formerly of Pacek;

THENCE on the same course a distance of 258.34 feet to another MDC concrete bound with drill hole set in the southerly layout line at the intersection of the layout with lands now or formerly of the said Pacek and lands now or formerly of Pettee;

THENCE on the same course a distance of 16.93 feet to another concrete bound, this course being by land now or formerly of Pettee;

THENCE by a curve to the right with a radius of 2,906.25 feet a distance of 500.70 feet to another concrete bound set in the southerly layout line of the former railbed at the division line between land now or formerly of Pettee and land now of the Commonwealth, formerly of Holt;

THENCE continuining along the same curve a distance of 670.14 feet to another concrete MDC bound with drill hole set in the southwesterly layout line at the division line between property now or of the Commonwealth, formerly of Holt, and land now or formerly of the Massachusetts Central Railroad, this course being by the just mentioned Commonwealth land;

THENCE N 15 degrees 06' 40"E., crossing the former railroad bed a distance of 107.42 feet to a concrete MDC bound with drill hole set on the northeasterly layout line of the former railbed at other lands of the Commonwealth, this course running by lands now or formerly of the Central Massachusetts Railroad;

THENCE by a curve to the right with a radius of 2,823.75 feet a distance of 652.02 feet following the northeasterly layout line of the railbed and by lands of the Commonwealth formerly of Holt to a concrete MDC bound with drill hole set on the division line between land of the Commonwealth and land now or formerly of Pettee;

THENCE continuing along the same curve and the northeasterly layout line of the railbed a distance of 285.65 feet to another concrete MDC bound with drill hole set on the division line between land now or formerly of Pettee and land now or formerly of Pacek, this course running by land now or formerly of the aforesaid Pettee;

THENCE continuing along the same curve and the northeasterly layout line of the railbed a distance of 132.13 feet to a drill hole set in the layout line at the end of the curve at land now or formerly of Pacek, this course being by land now or formerly of said Pacek;

THENCE N. 12 degrees 39' 57" W., a distance of 447.70 feet to another concrete MDC bound with drill hole set at other land now or formerly of Neale, this course being by lands now or formerly of Pacek and lands now or formerly of Neale;

THENCE by a curve to the left with a radius of 1,525.66 feet a distance of 1,107.94 feet following the northeasterly layout line of the former railbed, and other lands now or formerly of Davenport to another concrete MDC bound with drill hole set at the division line between parcel #6 described above and other lands now or formerly of said Davenport, this bound being the third bound mentioned in the description of Parcel #6 above;

THENCE continuing to the end of the curve by the northeasterly layout line of the railbed and the common line dividing parcel #6 and #7, a distance of 244.62 feet to a point;

THENCE N. 54 degrees 16' 27"W., a distance of 1079.55 feet by the same common parcel line and railbed layout line, to a point;

THENCE by a curve to the left with a radius of 1,192.25 feet a distance of 43.37 feet continuing along the common parcel line and aforesaid layout line to the southerly layout line of the Wachusett Coldbrook Tunnel (Quabbin Aqueduct);

THENCE N. 86 degrees 35' 45" W., by the southerly layout line of the aqueduct a distance of 187.40 feet to the first mentioned bound and place of beginning.

Containing approximately 7.28 acres as shown on the plan referenced at the conclusion of this instrument.

Parcel 8.

BEGINNING at a concrete MDC bound with drill hole set in the southwesterly layout line of the former Massachusetts Central Railroad railbed on the division line between land of the Commonwealth formerly of Holt and land now or formerly of said Davenport, said bound is further identified as S. 52 degrees 21' 36" W. a distance of 83.24 feet from the third bound mentioned in the description of Parcel #6 above;

THENCE by a curve to the right with a radius of 1443.16 feet a distance of 704.21 feet along the southwesterly layout line of the former railbed and common parcel line with parcel #7 to a point at land now or formerly of J.P. Neale;

THENCE turning S. 64 degrees 11' 32" W., a distance of 282.97 feet to a point at lands now or formerly of Neale, Pettee and Davenport, this course being by land now or formerly of said Neale;

THENCE N. 42 degrees 32' 21" W., a distance of 637.60 feet by land now or formerly of the said Pettee to a pile of stones at a corner of lands formerly of Paquette and Holt now of the Commonwealth;

THENCE turning N. 52 degrees 21' 36" E., a distance of 405.54 feet by lands now formerly of the said Holt now of the Commonwealth, to the first mentioned bound and place of beginning.

Containing approximately 5.67 acres as shown with the other seven preceeding parcels on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County) Mass., Land Taking Plan for Watershed Protection", prepared by Merrimack Engineering Services, dated June 29, 1992, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order, at a later date.

The total area of all eight (8) parcels taken in this instrument as shown on the referenced plan is 80.69 acres more or less.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Samuel C. Davenport and C. Shirley Davenport to C. Shirley Davenport dated June 15th, 1989 and recorded in the Worcester District Registry of Deeds at Book 12177, Page 293; excepting, however, the "home parcel" so-called, being the remaining lands held by the said C. Shirley Davenport between Mill Street and the former railroad bed of the Boston and Maine Railroad as shown on a plan drawn by Central New England Co., Inc., recorded with the Worcester District Registry of Deeds as Plan Book 287, being a portion of Tract 1 in a deed

from William J. Skarin Jr. and Vivian E. Skarin to Samuel C. Davenport and C. Shirley Davenport dated March 15, 1965 and recorded in the Worcester District Registry of Deeds at Book 4546, Page 334.

This exception is further identified by reference to a parcel earlier conveyed from that shown on the above referenced plan. See said Deeds, Book 4848 Page 265 and Plan Book 317 Plan 67. The property excepted is represented on Town of Holden Assessor's Plans as Plan 62 Lot 1.01.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and on behalf of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all such rights, including easements, privileges and appurtenances of every name and nature as may be necessary to give full force, virtue and effect to the following restrictions on the use of Parcel 6 of that tract of land hereinabove described:

1. No construction or placing of buildings or structures or parts thereof, utilities or utility delivery systems, or roads, ways or portions thereof;

2. No excavation, dredging or removal of loam, peat, gravel, soil, rock or other mineral substance except as needed to maintain the land; and

3. No other acts or uses detrimental to such watershed, as determined by the duly authorized representatives of said Commission, its successors or assigns or such other authority which shall for any time legally control or hold said restriction and easement.

All other customary rights and privileges of ownership shall be retained by the supposed owners, as named herein, including the right to privacy; furthermore, for the period that said ownership of Parcel 6 and the "home parcel" is held by the present named owners, said owners shall be permitted to use the premises taken in fee by operation of this order, for recreational purposes; provided, however, that this grant of permission to so use the premises, shall in no way be construed as granting any right or easement in and to said premises, or as granting an interest that shall run with the land, and in any event shall cease and be of no effect immediately upon the transfer or conveyance of Parcel 6 and/or the so-called house lot.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
C. Shirley Davenport, Dwight L. Davenport and Heather S. Davenport	\$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 72.439 acres of land owned by Muir's, Inc., located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$254,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 72.439 acres of land owned by Muir's, Inc., located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land located in said Hubbardston, shown on a plan entitled "Land Taking Plan for Watershed Protection, Commonwealth of Massachusetts, Metropolitan District Commission, Hubbardston, MA", dated June 29, 1993, prepared By Szoc Surveyors, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order, and being more particularly bounded and described as follows:

BEGINNING	at the northwest corner of the lot herein described at a point on the easterly line of Gardner Road (Route #68);
THENCE	S. 85 degrees 27' 05" E., by Lot 7 as shown on said plan, 402.16 feet to a point;
THENCE	S. 03 degrees 55' 45" W., by Lot 21 as shown on said plan, 159.74 feet to a point;
THENCE	N. 77 degrees 54' 50" E., still by Lot 21, 254.09 feet to a point;
THENCE	N. 46 degrees 31' 05" E., by Lot 22 as shown on said plan, 478.44 feet to a point;

THENCE N. 38 degrees 27' 05" W., by Lot 22, 67.28 feet to a point;

THENCE Southeasterly by the arc of a curve having a radius of 60.00', 256.814 feet to a point;

THENCE N. 12 degrees 20' 55" W., by Lot 18 as shown on said plan, 624.96 feet to a point;

THENCE N. 49 degrees 14' 36" E., by land now or formerly of A.L. & J.C. Pepper, 390.07 feet to a point;

THENCE N. 49 degrees 41' 13" E., still by land of Pepper, 139.40' to a point;

THENCE N. 49 degrees 16' 13" E., still by land of said Pepper, 256.62' to a point;

THENCE N. 48 degrees 30' 18" E., by land now or formerly of W.M. Guernsey, 244.05 feet to a point;

THENCE N. 50 degrees 16' 44" E., still by land of Guernsey, 405.92 feet to a point;

THENCE N. 45 degrees 50' 30" W., still by land of Guernsey, 198.00 feet to a point on the westerly line of Morgan Road;

THENCE S. 53 degrees 00' 41" E., by the westerly line of Morgan Road, 83.51 feet to a point;

THENCE S. 55 degrees 56' 19" E., by the westerly line of Morgan Road, 77.79 feet to a point;

THENCE S. 59 degrees 37' 28" E., still by the westerly line of Morgan Road, 43.88 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 5688.400, by land now or formerly of the Boston & Maine Corporation, 669.211 feet to a point;

THENCE S. 00 degrees 01' 11" W., still by land of the Boston & Maine Corporation, 865.98 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 2067.230, still by land now or formerly of Boston & Maine Corporation, 108.240 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 1951.330, still by land of Boston & Maine Corporation, 500.621 feet to a point;

THENCE S. 50 degrees 13' 14" W., 217.11 feet to a point;

THENCE S. 49 degrees 56' 36" W., 87.87 feet to a point;

THENCE S. 49 degrees 42' 09" W., 203.49 feet to a point;

THENCE S. 52 degrees 46' 00" W., 77.73 feet to a point;

THENCE N. 49 degrees 49' 40" W., 253.96 feet to a point;

THENCE S. 69 degrees 19' 47" W., 465.85 feet to a point;

THENCE S. 51 degrees 42' 32" W., 402.17 feet to a point;

THENCE S. 52 degrees 19' 57" W., 280.48 feet to a point;

THENCE S. 09 degrees 16' 48" E., 166.50 feet to a point; the last nine (9) courses being by land now or formerly of Louis A. and Ann M. Richard;

THENCE S. 67 degrees 43' 30" W., 281.80 feet to a point;

THENCE N. 78 degrees 09' 50" W., 285.58 feet to a point;

THENCE S. 82 degrees 11' 56" W., 41.39 feet to a point on the easterly line of Gardner Road; the last three (3) courses being by land now or formerly of John and Deborah Murdock;

THENCE Northeasterly by the arc of a curve having a radius of 2960.00 by the easterly line of Gardner Road, 365.923 feet to a point;

THENCE N. 04 degrees 32' 55" E., by the easterly line of Gardner Road, 884.08 feet to the point of beginning.

Containing 72.439 acres, more or less, according to said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Gardner Road which may be held by the supposed owner, and being a portion of the same premises described in a deed from Frank Richard, et ux, to Betty P. Plumb, dated August 18, 1969, and recorded with said Deeds in Book 4971, Page 171.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER

AWARD

Muir's, Inc.

\$ 254,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$254,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 2.386 acres of land owned by Howard J. Fuller, Jr., located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 2.386 acres of land owned by Howard J. Fuller, Jr., located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land with dwelling thereon lying on the northerly side of Crowley Road upon the southerly banks of the Stillwater River, more particularly bounded and described as follows:

BEGINNING	at the southwesterly corner of the parcel along the northerly sideline of Crowley Road at a concrete MDC bound;
THENCE	N. 13 degrees 58' 14" W., along land now or formerly of John Jr. and Robin A. DeVincentis for a distance of 300.00 feet to an iron pipe;
THENCE	N. 85 degrees 23' 01" E., along land now or formerly of the said A. DeVincentis for a distance of 150.13 feet to an iron pipe;
THENCE	N. 85 degrees 23' 01" E., still by land now or formerly of DeVincentis for a distance of 10 feet, more or less, to a point on the center thread of the Stillwater River;

THENCE southerly, northeasterly and southeasterly by the Stillwater River for a distance of 915 feet, more or less, to a drill hole in large stone on the bridge abutment;

THENCE N. 88 degrees 42' 56" W., along the northerly sideline of Crowley Road a distance of 95 feet to a concrete MDC bound;

THENCE N. 86 degrees 53' 14" W., along the northerly sideline of Crowley Road a distance of 365.17 feet to a concrete MDC bound;

THENCE S. 85 degrees 23' 02" W., along the northerly sideline of Crowley Road a distance of 206.76 feet to the point of beginning;

Containing 2.386 acres, more or less, as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County) Mass., Land Taking Plan for Watershed Protection", prepared by Land Planning Engineering and Survey, dated June 21, 1993, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order, at a later date.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from James E. Simpson Excavating Company, Inc., to Howard J. Fuller, Jr., dated March 24, 1976 and recorded with the Worcester District Registry of Deeds in Book 5910, Page 30.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits,

pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Howard J. Fuller, Jr.	\$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 6.40 acres of land owned by Edward Zukowski and Jean M. Zukowski, located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of \$9,700.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 6.40 acres of land owned by Edward Zukowski and Jean M. Zukowski, located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land lying off the easterly side of Mill Street and within a curved course of the Quinapoxet River near its confluence with the Asnebumskit Brook, in said Town of Holden, Worcester County, Massachusetts, more particularly bounded and described as follows:

BEGINNING at a concrete bound with drill hole found near the northern most point of the parcel being described and within the boundary line common to land formerly of the Commonwealth now of the Town of Holden and at a point approximately 26 feet southwesterly of the northern end of the parcel and the easterly bank of the Quinapoxet River;

THENCE S. 25 degrees 06' 56'' E., a distance of 202.81 feet to another concrete bound with drill hole found;

THENCE S. 45 degrees 45' 00'' E., a distance of 247.10 feet to another concrete bound with drill hole found;

THENCE S. 22 degrees 38' 04'' E., a distance of 226.00 feet to a blazed Hemlock Tree found upon the bank of the Quinapoxet River, the last three courses being by lands now or formerly of the Town of Holden;

THENCE Southeasterly a distance of 16 feet, more or less, to a point on the center thread of said River;

THENCE By various courses along the center thread of the River southwesterly, northwesterly and northeasterly a distance of 1438 feet, more or less, by and along lands now or formerly of the following owners: the Commonwealth of Massachusetts, J. Zukowski, E. Zukowski, D. Zukowski and the Commonwealth;

THENCE Southeasterly a distance of 10 feet, more or less, to a point on the easterly bank of the River at a point on the common boundary line with land now or formerly of said Town;

THENCE S. 25 degrees 06' 56'' E., a distance of 26 feet, more or less, by land now or formerly of the Town of Holden to the first mentioned bound and place of beginning.

Containing approximately 6.40 acres as shown upon a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Merrimack Engineering Services, dated June 29, 1992, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order, at a later date.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the premises described in a deed from Warren V. Prescott to Edward Zukowski and Jean M. Zukowski dated October 14, 1969, and recorded with the Worcester District Registry of Deeds at Book 4988, Page 328.

The above described parcel is represented upon Holden Assessors Maps as Lot #16 on Plan #76.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Edward Zukowski and Jean M. Zukowski	\$ 9,700.00

The Commission further V O T E D: to approve an award of damages in the amount of \$9,700.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 1.3606 acres of land owned by Jane P. Neale, located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of \$3,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 1.3606 acres of land owned by Jane P. Neale, located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Holden situated north of Quinapoxet Street and the Asnebumskit Brook, west of Mill Street and south of the Quinapoxet River in said Holden, Worcester County, Massachusetts, bounded and described as follows:

BEGINNING at a point at the northerly corner of the parcel at the southwesterly side of a former Massachusetts Central Railroad railbed at the southeasterly corner of Parcel VIII of land of the Commonwealth of Massachusetts, formerly of Davenport;

THENCE by a curve to the right with a radius of 1443.16 feet a distance of 123.22 feet along the southwesterly side of said former railroad bed to a concrete MDC bound with drill hole;
THENCE S. 12 degrees 39' 57'' E., 171.80 feet, by said railroad bed to a concrete MDC bound with drill hole;
THENCE S. 72 degrees 57' 39'' W., 142.56 feet, by land now or formerly of Pacek, to a concrete MDC bound with drill hole;
THENCE N. 42 degrees 32' 21'' W., 278.40 feet, by land now or formerly of Pettee;
THENCE N. 64 degrees 11' 32'' E., 282.97, by land of said Commonwealth formerly of Davenport to the point of beginning.

Containing 1.3606 acres, more or less, and shown as Parcel A on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County) Mass., Land Taking Plan for Watershed Protection," prepared by Merrimack Engineering Services, dated June 29, 1992, which plan shall be recorded with the Worcester District Registry of Deeds, at a later date.

Being a portion of the property conveyed to Lawrence C Neale and Jane P. Neale, by deed dated October 16, 1968, and recorded with said Deeds in Book 4893, Page 421.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Jane P. Neale	\$ 3,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$3,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 11.1 acres of land owned by Bayside IV Limited Partnership and Bayside Associates Limited Partnership, located in the City of Boston, Massachusetts, and to approve an award of damages in the amount of \$3,050,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission at its meeting of July 22, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 11.1 acres of land owned by Bayside IV Limited Partnership and Bayside Associates Limited Partnership, located in the City of Boston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described three (3) parcels of land situated in the City of Boston (Dorchester District) in the County of Suffolk and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of registered land shown as Lot 4 on Land Court Plan No. 28699-C, bounded and described as follows:

SOUTHWESTERLY By Lot 2 as shown on a plan hereinbefore mentioned; by two lines measuring together five hundred four and 81/100 (504.81') feet;
NORTHWESTERLY By land now or formerly of the City of Boston, five hundred seventeen and 95/100 (517.95') feet;
NORTHEASTERLY By the 100-rod line in Dorchester (Old Harbor) Bay, three hundred twenty-six and 49/100 (326.49') feet; and
SOUTHEASTERLY By land now or formerly of P. & A. Realty, Inc., seven hundred sixty-eight and 54/100 (768.54') feet.

Being the same premises described in Land Court Certificate of Title No. 99929, in Suffolk Registry District Book 495, Page 129.

LOCATION OF PROPERTY: OFF MOUNT VERNON STREET, DORCHESTER, MA

Parcel 2.

A certain parcel of registered land being a portion of land shown as Lot 12 on Land Court Plan No. 28699-E, bounded and described as follows:

Beginning at the most northeasterly corner at land of the Commonwealth of Massachusetts, under the control of the Metropolitan District Commission, and the most northwesterly corner of the parcel described above as Parcel 1 and being Lot 4 on Land Court Plan No. 28699-C, land now or formerly of Bayside IV Limited Partnership;

thence running S. 24 degrees 57' 46" E., a distance of 97.40 feet by land now or formerly of Bayside IV Limited Partnership, to a point;

thence turning and running N. 72 degrees 23' 56" W., a distance of 92.85 feet to a point of curvature;

thence turning and running by curved line to the left of radius 175.00 feet a distance of 116.00 feet to a point of tangency;

thence running S. 69 degrees 37' 24" W., a distance of 119.95 feet to a point;

thence turning and running N. 24 degrees 57' 46" W., a distance of 187.00 feet by land of the Commonwealth of Massachusetts to a point on the U.S. Bulkhead line;

thence turning and running S. 67 degrees 18' 59" E., along the U.S. Bulkhead line a distance of 156.35 feet also by land of the Commonwealth of Massachusetts, to the point of beginning.

Containing 30,828 square feet, more or less, and shown as Lot 13 on a plan of land by Harry R. Feldman, Inc., entitled "Subdivision Plan of Land, Boston (Dorchester), Mass.", dated April 9, 1993, which plan has been filed with the Suffolk Registry District of the Land Court, as Land Court Plan No. 28699-F. Being a subdivision of Lot 12 on Land Court Plan No. 28699-E, and also being a portion of the premises described in Land Court Certificate of Title No. 97090, in Suffolk Registry District Book 481, Page 90.

Parcel 3.

A certain parcel of unregistered land bounded and described as follows:

Beginning at the southeasterly corner of Parcel 1, described as said Lot 4, and running thence N. 41 degrees 1' 27" E. 768.54 feet to the said 100-rod line;

thence turning and running S. 87 degrees 22' 8" E. along said 100-rod line 278 feet more or less to the low water line of the Southerly Branch Channel of the Old Harbor;

thence turning and running by said low water line southwesterly, southeasterly and northeasterly to the intersection of said low water line with the northwesterly line of flats now or late of Hamlin et al;

thence turning and running S. 41 degrees 1' 27" W. by said flats of Hamlin et al 1034.15 feet to the point at which an extension southeasterly of the southwesterly line of said Lot 4 would intersect the line of said flats; and

thence turning and running N. 24 degrees 57' 46" W. 328.40 feet to the point of beginning.

Being the same premises described in a deed from Ramsdell Associates Limited Partnership to Bayside IV Limited Partnership, by deed dated July 30, 1986, and recorded with Suffolk County Registry of Deeds in Book 12851, Page 143, and as shown on a plan dated August 15, 1986, and recorded with said Deeds at the End of Book 182055.

Meaning and intending to take hereby all right, title and interest in and to the above-described three (3) parcels of land, howsoever the same may be bounded and described, held by the owners of record of said premises.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land. The said Metropolitan District Commission also hereby grants the aforesaid owners of record, the right to use the premises for those purposes limited to parking vehicles and the temporary storage of property and equipment and all those purposes to which the premises are presently utilized, from the date of the recording of this document up to and including that certain date to be determined by the Commission at its sole discretion, at which time such limited use shall cease; provided, however, (i) that this right is not construed as creating a real property interest in and to the premises, (ii) that this right is exercised pursuant to a written permit to be duly issued by this Commission, under such terms and provisions that this Commission shall prescribe, and (iii) that the Commonwealth shall receive a fair and reasonable permit fee in compensation for such limited use, as determined by an independent appraisal or appraisals approved by this Commission.

The concurrence of the Park and Recreation Commissioners of the City of Boston, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto and made a part hereof, or shall be filed or recorded with the Suffolk Registry of Deeds.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, as such interests may appear, in the following sums:

<u>OWNERS</u>	<u>PARCELS</u>	<u>AWARD</u>
Bayside IV Limited Partnership	1 and 3	\$ 2,400,000
Bayside Associates Limited Partnership	2	\$ 650,000

The Commission further V O T E D: to approve an award of damages in the amount of \$3,050,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission at its meeting of July 22, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 28.5 acres of land owned by M. DeMatteo Construction Co., located in the Town of Saugus, Massachusetts, and to approve an award of damages in the amount of \$57,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 28.5 acres of land owned by M. DeMatteo Construction Co., located in the Town of Saugus, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Saugus in the County of Essex and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Town of Saugus, being bounded and described as follows:

NORTHWESTERLY	by the southeasterly line of Interstate Route 95 - NO ACCESS - about thirty three hundred thirty-nine (3339) feet;
NORTHEASTERLY	by land now or formerly of Vincent Maccario, the line running through the middle of a Former Ditch (2'wide), approximately shown on said plan, one hundred ninety-six and 96/100 (196.96) feet;
SOUTHEASTERLY	by the northwesterly line of Salem Turnpike, twenty-nine hundred sixty-nine and 47/100 (2969.47) feet;
SOUTHWESTERLY	by land now or formerly of M. DeMatteo Construction Co., sixty-two and 47/100 (62.47) feet;
SOUTHWESTERLY	by Pines River;
SOUTHERLY	by a line crossing an inlet of said Pines River, forty-five and 35/100 (43.35) feet;
SOUTHERLY	by said Pines River;
SOUTHEASTERLY	by a line crossing an inlet of said Pines River, sixty-six and 11/100 (66.11) feet; and
SOUTHEASTERLY	by said Pines River.

Being shown as Lot 14 on Land Court Plan No. 23397-A, and described as the Fourteenth Parcel in Certificate of Title No. 38292 in Essex Registry District of the Land Court. Containing approximately 28.5 acres of land.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in the Salem Turnpike which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Saugus, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be filed with said Registry District, and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER

AWARD

M. DeMatteo Construction Co.

\$ 57,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$57,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 1.72 acres of land owned by Paul A. Colbert, Trustee, et al, located in the Town of Arlington, Massachusetts, and to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 1.72 acres of land owned by Paul A. Colbert, Trustee, et al, located in the Town of Arlington, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Arlington in the County of Middlesex and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in said Arlington, shown as Lot B on a plan made by C.H. Gannett Co., dated November 1, 1928, and bounded:

WESTERLY	by the Boston & Main R.R., two hundred twenty and 48/100 (220.48) feet;
NORTHERLY	by parcel shown on said plan marked "Extension of Thorndike Street", one-hundred eighty-six and 64/100 (186.64) feet;
EASTERLY	by other land of the Boston & Maine R.R., four hundred sixty-eight and 70/100 (468.70) feet;
SOUTHERLY	by land of the Commonwealth of Massachusetts, one hundred ninety-five (195) feet more or less;
WESTERLY	again by the same, two hundred ten (210) feet;
SOUTHERLY	again by the same, about two hundred fifty-five (255) feet.

Said parcel contains about 1.72 acres, according to said plan, recorded in Middlesex South Registry of Deeds as Plan No. 206 of 1929 in Book 5333, Page 595.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including any and all fee interest in Thorndike Street and Thorndike Street Extension which may be held by the supposed owners, and being the same premises described in a deed from Joan M. Colbert to Paul A. Colbert, Trustee, dated April 8, 1987, and recorded with said of Deeds in Book 18199, Page 248.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Arlington, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Paul A. Colbert, Trustee of Trebloc Arlington Trust, and John J. Colbert	\$ 20,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 7.21 acres of land owned by the City of Melrose, located in the City of Melrose, Massachusetts, and to approve an award of damages in the amount of \$150,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 7.21 acres of land owned by the City of Melrose, located in the City of Melrose, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Melrose in the County of Middlesex and Commonwealth of Massachusetts, namely:

Parcel 1.

About 6 2/3 acres of land on the Northwest side of Brazil Street and bounded: Northeasterly by the Middlesex Fells Reservation, Northeasterly by land of United States Rubber Co., Southerly by land of United States Rubber Co., Southerly by Brazil Street.

Parcel 2.

About 35,766 square feet of land off the north side of Brazil Street and bounded; Northerly by the Middlesex Fells Reservation easterly by the Middlesex Fells Reservation, southerly by the Malden and Melrose Town Line.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Brazil Street which may be held by the supposed owner, and Parcel 1 being the same premises described in a Tax Taking dated March 14, 1924, and recorded with Middlesex South District Registry of Deeds in Book 4709, Page 560, and Parcel 2 being the same premises described in a Tax Taking dated March 14, 1924, and recorded with said Deeds in Book 4709, Page 564.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Melrose, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
City of Melrose	\$ 150,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$150,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.36 acres of land owned by The Trust for Public Land, located in the Town of Dedham, Massachusetts, and to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.36 acres of land owned by The Trust for Public Land, located in the Town of Dedham, Massachusetts.

**ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION**

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Dedham in the County of Norfolk and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of land in said Dedham, being shown as Lot 7 on a plan entitled "Definitive Subdivision Plan 'Karlstein' in Dedham, MA", owner and applicant, John M. Whitcomb, W. Arthur Whitcomb and Merle Whitcomb, by Christiansen and Sergi, Professional Engineers, Land Surveyors, dated October 1, 1992, revised through February 25, 1993 ("1993 Plan"). Said 1993 Plan is duly recorded with the Norfolk County Registry of Deeds as Plan No. 147 of 1993 in Plan Book 412. Said Lot 7 contains 74,925 square feet of land, more or less.

Parcel 2.

A certain parcel of land in said Dedham, being shown as Lot 6 on a plan of land entitled "Plan of Land located in Dedham, Massachusetts, of John M., W. Arthur and Merle Whitcomb" scale: 1" = 40' by Christiansen and Sergi, Professional Engineers and Land Surveyors, dated March 30, 1992 (the "1992 Plan"). Said Plan is duly recorded in said Norfolk Deeds as Plan No. 344 of 1992 Plan Book 406. Said Lot 6 contains 71,554 square feet of land, more or less.

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Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Common Street which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land; however, specifically taking all restrictions and all other rights reserved in the covenant by and among John M. Whitcomb, et al, and the Dedham Planning Board, dated March 19, 1993, and recorded with said Deeds in Book 9783, Page 687, and the Certificate of Action of the Dedham Planning Board, dated January 25, 1993, and recorded with said Deeds in Book 9783, Page 689.

The concurrence of the Park and Recreation Commissioners of the Town of Dedham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
The Trust for Public Land	\$ 240,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

1. Report of Mr. Gray, August 17, recommending that the Commission adopt an Order of Taking for acquisition of approximately .4 acres of land owned by Joseph A. DiCarlo, et al, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately .4 acres of land owned by Joseph A. DiCarlo, et al, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 19, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely, a parcel bounded:

Beginning at a point on the northerly sideline of an unnamed right of way, said point being twenty-nine and 50/100 (29.50) feet more or less from the intersection of said northerly sideline of said unnamed way and the northeast sideline of a way known as Farina Road; thence running in a northeasterly direction one hundred nineteen and 09/100 (119.09) feet to a point; thence turning on an angle of one hundred fourteen degrees (114°) eighteen minutes (18') and running in an easterly direction one hundred sixteen and 43/100 (116.43) feet to a point; thence turning on a right angle and running one hundred twenty-five (125.00) feet to a point on the northerly sideline of said unnamed right of way; thence turning on a right angle and running in a westerly and northwesterly direction along said northerly sideline of said unnamed right of way one hundred sixty-seven and 80/100 (167.80) feet to the point of beginning.

Being approximately seventeen thousand six hundred eight and 50/100 (17608.50) square feet in area and being one of the lots shown on "Plan of Land in Harbor View Estates, Hull Massachusetts. Scale 1" = 30" January 1952 Louis Parziale C.E."

Also including a right of way for all purposes over all roads and ways which existed at the time the United States granted the premises known as Fort Revere of which this parcel is a part, to Charles A. LaCentra, including rights over the entire length of the way known as Farina Road and said unnamed way.

Also including the right to use all sewer and water pipes and conduits appurtenant to the within described parcel throughout the entire area known as Fort Revere.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Joseph A. DiCarlo, et al, to Joseph A. DiCarlo, et al, dated December 27, 1991, and recorded with Plymouth Registry of Deeds in Book 10782, Page 68.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Joseph A. DiCarlo; Mario DiCarlo; Wayne R. DiCarlo, Trustee and Frank DiCarlo, Jr., Trustees u/t/w of Frank DiCarlo; E. Joseph DiCarlo; Henry W. Vokey; and James A. DiCarlo	\$ 20,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of July 29, 1993, relating to this same matter.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from August 2, 1993 to August 9, 1993

Expenditures	\$1,920,514.65
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Adjourned at 11:55 a.m., to meet on Thursday, September 2, 1993, at 10:00 a.m.

William F. Cusick
S e c r e t a r y

Record of the Three Thousand Six Hundred and Sixty Third (3663rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, September 2, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr and Elkort.

The Records of the Commission Meeting held on July 15, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and two Associate Commissioners:

1. Contract-Agreement, dated September 2, 1993, with GZA GeoEnvironmental, Inc., for Final Design for Construction of Essential Repairs and Emergency Action Plan, Sudbury Dam.
2. Contract-Agreement, dated September 2, 1993, with Commonwealth Research Group, Inc., for Performance of an Economic Impact Analysis Watershed Protection Act.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Soroka, August 2, recommending approval of the following on Contract No. P93-1665-C1A, with Coviello Electric and General Contracting Co., Inc., for Construction and Reconstruction of Traffic Signal Systems Three Locations in Brighton, Massachusetts -

REVISIONS IN QUANTITIES

Item No. 003-010	\$10,520.00
3" Galv. Steel Conduit	
Item No. 006-010	\$ 500.00
Traffic Signal Post, Base & Foundation	
Item No. 007-010	\$ 1,020.00
Vehicle Signal Head 3 Section	
Item No. 011-010	\$ 400.00
Electrical Handhole 18" x 18"	
Item No. 012-010	\$ 625.00
Multi-conductor Cable 21 Conductor	
Item No. 012-020	\$ 525.00
Multi-conductor Cable 9 Conductor	
Item No. 019-010	\$ 250.00
Granite Edgestone Straight	

Total - \$13,840.00

EXTRA WORK ORDER NO. 1

Electrical Handhole - 12" x 12"	\$ 2,256.80
Electrical Handhole - 24" x 24"	\$ 592.65
Drums with Flashers	\$ 300.00
Repairs to Conduit, Locate Handhole, and Repair Sidewalk	\$ 5,335.40
	Total - \$ 8,484.85

ALTERATION NO. 1

Vehicle Signal Head 12" - 5 Section	\$ 1,650.00
	Total - \$ 1,650.00

Account No. 2490-8881.

The Commission V O T E D: to approve the revisions in quantities,

as recommended by Messrs. Faucher and Soroka in their report of August 2, 1993.

The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of \$8,48.85.

The Commission further V O T E D: to approve Alteration No. 1, in the amount of \$1,650.00.

1. Report of Messrs. Faucher and Kirwin, August 11, recommending approval of a revision in quantities on Item No. 001-010, Street Light Knock Down (Metal Standard), at a cost of \$5,600.00, on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems of the Metropolitan District Commission.
Account No. 2444-9001-NN.
The Commission V O T E D: Approved.
2. Report of Messrs. Faucher and DiPietro, August 11, submitting for Commission approval final draft of Municipal Agreement between the Metropolitan District Commission and the City of Quincy for the Town Brook Flood Control Project.
The Commission V O T E D: Approved as submitted.
3. Report of Mr. Faucher and Ms. Graves-Jones, August 11, recommending approval of a revision in quantities on Item No. 019-010, for Traffic Control Services, at a cost of \$3,400.00, on Contract No. P92-1632-M1A, with Coviello Electric & General Contracting Co., Inc., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts.
(Funding from Account No. 2444-9001-NN).
The Commission V O T E D: Approved.
4. Report of Messrs. Faucher and Mayhew, July 14, recommending ratification and approval of the action of the Division in replacing the roof deck at the Dealtry Memorial Pool Bathhouse and to approve resultant Extra Work Order No. 1, at a cost of \$34,624.90, on Contract No. P93-1664-C1A, for Replacement of Roofs at the Latta Brothers Pool, Somerville - Dealtry Memorial Pool, Watertown and the Brighton/Allston Pool, Brighton.
(Funding from Account No. 2440-8798).
The Commission V O T E D: to ratify and approve the action of the Division in replacing the roof deck at the Dealtry Memorial Pool Bathhouse and to approve resultant Extra Work Order No. 1, at a cost of \$34,624.90.
5. Report of Mr. Jackson, August 25, recommending approval of an extension of time from June 30, 1993 to October 31, 1993, due to delays in processing the Contract, on Contract No. P89-1561-C5A, with J. J. Phelan and Son Co., Inc., for 1993 Cherry Tree Planting.
(At no additional Contract cost).
The Commission V O T E D: to approve an extension of time from June 30, 1993 to October 31, 1993, as recommended by Mr. Jackson in his report of August 25, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

1.

Report of Messrs. Faucher and Arinella, August 25, recommending approval of a second extension of time from August 31, 1993 to October 31, 1993, on Contract No. P91-1612-M1A, with Balfour Engineering Co., Inc., for Annual Maintenance and Repair to Hydraulic Power Systems, Flood Control Navigational FY92/93. (At no increase in Contract cost).

The Commission V O T E D: to approve an extension of time from August 31, 1993 to October 31, 1993, as recommended by Messrs. Faucher and Arinella in their report of August 25, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2.

Report of Messrs. Faucher and Lenhardt, August 25, recommending approval of the request of the contractor for an extension of time from August 15, 1993 to October 15, 1993, due to delays in receiving rail posts, on Contract No. P93-1677-C1A, with M. L. Young Painters, Inc., for Bridge Painting - Charles District. (At no additional Contract cost).

The Commission V O T E D: to approve an extension of time from August 15, 1993 to October 15, 1993, as recommended by Messrs. Faucher and Lenhardt in their report of August 25, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3.

Report of Messrs. Faucher and Lenhardt, August 26, on bids for Bridge Deck Repair - Bowker Overpass Inbound, Boston, Contract No. P93-1702-C1A.

(Messrs. Faucher and Lenhardt recommend acceptance of the low bid, that of N. E. L. Corporation, of \$484,960.00.

Messrs. Faucher and Lenhardt also request execution of the contract).

The Commission V O T E D: to accept the lowest bid received, that of N. E. L. Corporation, of \$484,960.00.

The Secretary then submitted for signature Contract No. P93-1702-C1A, dated September 2, 1993, which was signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following matters relating to the Watershed Management Division:

4.

Report of Mr. McGinn, August 17, submitting for approval and execution Quabbin Park Cemetery Deed No. Q-1701, conveying Northeast 1/4 of Lot No. 1140, to Mr. George E. Dion.

The Commission V O T E D: Approved.

The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1701, dated September 2, 1993, which was signed by the Commissioner and two Associate Commissioners.

5.

Report of Messrs. McGinn and Kane, August 26, requesting approval of Contract No. WM94-003-S1A, for Remedial Study for Public Safety Considerations - Beaman Street Bridge, West Boylston, and authorization to select a Consultant and to prepare a Contract for Commission approval and execution.

Estimated Cost - \$40,000.00.

Account No. 2420-7881.

The Commission V O T E D: approval of Contract No. WM94-003-S1A, for Remedial Study for Public Safety Considerations - Beaman Street Bridge, West Boylston.

The Commission further V O T E D: to authorize the Division to select a Consultant and prepare a Contract for Commission approval and execution.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly, July 14, on bids for Operation and Maintenance of the Sound and Lighting Systems at Hatch Memorial Shell, Contract No. P88-1516-M6A.
(Miss Connolly recommends that the Commission reject the low bid of Bay State Event Co. and the only other bid received, that of Capron, Inc., as the Division has determined it would be more cost effective to temporarily hire an individual to perform the services).
Associate Commissioner Carr noting that the information requested by the Commission on July 15, 1993, was not available for review until shortly before this Meeting, requested that the item be held over. He stated that the additional time will also afford Mr. Sage of Bay State Event Co., time to review the information. Mr. Angelo Tilas of the Recreational Facilities and Programs Division noted that he would be unavailable for next week's Commission Meeting. Therefore, he requested that the item be held over until the Commission Meeting of September 16, 1993.
The Commission V O T E D: Held Over until the Commission Meeting of September 16, 1993.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Messrs. Gray and Hart, August 26, recommending the following on Contract No. RP93-0003-3, with Schofield Brothers of New England, Inc., for Professional Land Surveying Services for Watershed Land Surveying Services for Watershed Lands Acquisition Program -
 - (a) That work be accepted as completed as of August 26, 1993.
 - (b) That Invoice No. 2 (Final), in the amount of \$7,702.20, be approved for payment.
 - (c) That retainage, in the amount of \$4,056.50, be approved for payment.
 - (Basis of Award - \$40,565.00)
 - (Total to Date - \$40,565.00)
 - (Contract Administration Rating - 8.00 with 10.00 being excellent)
 - (EEO Compliance - N/A)

The Commission V O T E D: that the work of Schofield Brothers of New England, Inc., Consultant under Contract No. RP93-0003-3, be and hereby is accepted as completed as of August 26, 1993.
The Commission further V O T E D: to approve Invoice No. 2 (Final), in the amount of \$7,702.20, for payment.

The Commission further V O T E D: to approve release of retainage, in the amount of \$4,056.60, for payment.

1. Report of Messrs. Gray and Hart, August 26, recommending the following on Contract No. RP93-0003-8, with Schofield Brothers of New England, Inc., for Professional Land Surveying Services for Watershed Land Surveying Services for Watershed Lands Acquisition Program -
 - (a) That work be accepted as completed as of August 26, 1993.
 - (b) That Invoice No. 2 (Final), in the amount of \$19,819.80, be approved for payment.
 - (c) That retainage, in the amount of \$3,760.00, be approved for payment.
 - (Basis of Award - \$37,600.00)
 - (Total to Date - \$37,600.00)
 - (Contract Administration Rating - 8.00 with 10.00 being excellent)
 - (EEO Compliance - N/A)

The Commission V O T E D: that the work of Schofield Brothers of New England, Inc., Consultant under Contract No. RP93-0003-8, be and hereby is accepted as completed as of August 26, 1993.

The Commission further V O T E D: to approve Invoice No. 2 (Final), in the amount of \$19,819.80, for payment.

The Commission further V O T E D: to approve release of retainage, in the amount of \$3,760.00, for payment.

Action was taken upon the following Various Matter:

2. Report of Mr. Wright, August 30, recommending the following on Contract-Agreement No. WM93-070-S1A, for Phase III, Preparation of Cultural Resource Management Plan -
 - (a) That the Commission approve award of Contract-Agreement No. WM93-070-S1A, for Phase III, Preparation of Cultural Resource Management Plan to Louis E. Berger and Associates.
 - (b) That the Commission vote of March 4, 1993 be amended to increase the cost not-to-exceed from \$75,000.00 to \$84,625.23, for the project.
 - (c) That the Commission execute the Contract-Agreement.Account No. 2420-7884.
The Commission V O T E D: Held Over.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from August 9, 1993 to August 16, 1993

Expenditures	\$864,014.53
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Adjourned at 11:20 a.m., to meet on Thursday, September 9, 1993, at 10:00 a.m.

William F. Crush
S e c r e t a r y

Record of the Three Thousand Six Hundred and Sixty Fourth (3664th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, September 9, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on July 22, 1993 were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Jackson, August 18, requesting approval of a second extension of time from August 14, 1993 to September 20, 1993, due to the need for contractor to meet contractual obligations in establishing turf, on Contract No. P93-1669-C1A, with Foye and Letendre Landscaping, Inc., for Tee Rehabilitation and Planting at Ponkapoag Golf Course, Canton. (At no increase in Contract cost).
The Commission V O T E D: to approve a second extension of time from August 14, 1993 to September 20, 1993, as recommended by Messrs. Faucher and Jackson in their report of August 18, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
2. Report of Messrs. Faucher and Abounaja, August 26, requesting that the Commission amend its vote of May 20, 1993, awarding Contract No. P90-1574-C3A, to Zenone, Inc., for Replacement - Including Disposal of Existing Gasoline and Diesel Fuel and Appurtenances at Various MDC Locations, by substituting Account No. 2490-8915 for 2490-8881.
The Commission V O T E D: to amend its vote of May 20, 1993, awarding Contract No. P90-1574-C3A, to Zenone, Inc., for Replacement - Including Disposal of Existing Gasoline and Diesel Fuel and Appurtenances at Various MDC Locations, by substituting Account No. 2490-8915 for 2490-8881, as recommended by Messrs. Faucher and Abounaja in their report of August 26, 1993.
3. Report of Mr. Faucher, September 3, recommending the following on Contract No. P84-1276-C2B, with Sciaba Construction Corporation for Rehabilitation of the Neponset River Bridge, Quincy/Boston - That the Commission adopt a vote as follows:
Whereas: The Engineer has certified to the Commission that the rate of progress of the work is unsatisfactory, that the work has been unnecessarily and unreasonably delayed, and that the painting work required under the contract has been abandoned, we hereby declare that Sciaba Construction Corporation is in default having violated certain provisions of the contract; and therefore pursuant to the provisions of Article XX of the special conditions of the contract documents, hereby notify Sciaba Construction Corporation to discontinue all work, or any part thereof, under the contract. That the Commission adopt a further vote as follows:

Whereas: National Union Fire Insurance Company of Pittsburgh, Pennsylvania, executed a Performance Bond, as surety, on behalf of Sciaba Construction Corporation as principal, agreeing to be held and firmly bound unto the Commonwealth of Massachusetts for the faithful performance by Sciaba Construction Corporation of all the undertaking, covenants, agreements, terms, and conditions, of said contract on its part to be kept and performed; and

Whereas: The Commission has declared Sciaba Construction Corporation to be in default, having violated certain provisions of the contract; now therefore the Commission hereby notifies the surety of said default and requests National Union Fire Insurance Company of Pittsburgh, Pennsylvania to take such action as is necessary to complete said contract.

The Commission V O T E D: **Whereas:** The Engineer has certified to the Commission that the rate of progress of the work is unsatisfactory, that the work has been unnecessarily and unreasonably delayed, and that the painting work required under the contract has been abandoned, we hereby declare that Sciaba Construction Corporation is in default having violated certain provisions of the contract; and therefore pursuant to the provisions of Article XX of the special conditions of the contract documents, hereby notify Sciaba Construction Corporation to discontinue all work, or any part thereof, under the contract.

The Commission further V O T E D: **Whereas:** National Union Fire Insurance Company of Pittsburgh, Pennsylvania, executed a Performance Bond, as surety, on behalf of Sciaba Construction Corporation as principal, agreeing to be held and firmly bound unto the Commonwealth of Massachusetts for the faithful performance by Sciaba Construction Corporation of all the undertaking, covenants, agreements, terms, and conditions, of said contract on its part to be kept and performed; and

Whereas: The Commission has declared Sciaba Construction Corporation to be in default, having violated certain provisions of the contract; now therefore the Commission hereby notifies the surety of said default and requests National Union Fire Insurance Company of Pittsburgh, Pennsylvania to take such action as is necessary to complete said contract.

Commissioner Bhatti asked that the Contract Administrator note, in the Sciaba Construction Corporation file, that the firm violated the provisions of Contract No. P84-1276-C2B, and that the aforementioned votes of the Commission be taken into consideration in future prequalification evaluations.

1. Report of Messrs Faucher and Higgott, August 30, recommending the following on Contract No. P94-1704-C1A, for Emergency Repairs to Cochrane Dam, Charles River, Dover-Needham -
 - (a) That the Commission declare the work to be performed under terms of the Contract as emergency in nature pursuant to MGL, Chapter 30 - S. 39M.
 - (b) That the Commission ratify the action of the Division as outlined in the report of Messrs. Faucher and Higgott, dated August 30, 1993, concerning the emergency project.

(c) That the Commission accept the low bid, that of Tasco Construction, Inc., of \$122,500.00, for Contract No. P94-1704-C1A.

(d) That the Commission execute Contract No. P94-1704-C1A, with Tasco Construction, Inc.

Account No. 2449-7350.

The Commission V O T E D: to declare the work to be performed under terms of the Contract as emergency in nature pursuant to MGL, Chapter 30 - S. 39M.

The Commission further V O T E D: to ratify the action of the Division as outlined in the report of Messrs. Faucher and Higgott, dated August 30, 1993, concerning the emergency project.

The Commission further V O T E D: to accept the low bid, that of Tasco Construction, Inc., of \$122,500.00, for Contract No. P94-1704-C1A.

The Secretary then submitted for signature Contract No. P94-1704-C1A, dated September 9, 1993, with Tasco Construction, Inc., which was signed by the Commissioner and four Associate Commissioners.

1. Report of Messrs. Faucher and Haider, September 7, recommending approval of the following on Contract No. P93-1667-C1A, with Carriere, Inc., for Replacing the Boiler Systems at the Nantucket Lightship, Quincy and the Brush Hill (Stress House), Milton -
 - (a) Extra Work Order No. 1 - for purchase of two self-priming pumps for the lightship water supply and one automatic feed valve - at a cost of \$6,164.00.
 - (b) An extension of time from August 30, 1993 to October 30, 1993, for delivery and installation of the pumps and valve.

Account No. 2440-8889.

The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of \$6,164.00.

The Commission further V O T E D: to approve an extension of time from August 30, 1993 to October 30, 1993, as recommended by Messrs. Faucher and Haider in their report of September 7, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matter relating to the Watershed Management Division:

2. Report of Messrs. McGinn and Kane, August 31, recommending approval of First Amendment to Contract-Agreement No. WM93-072-D1A, with Lindgren Associates, P.C., for Design Services for Required Remedial Electrical Work at Quabbin Tower, which provides for an extension of time from October 31, 1993 to June 30, 1994, due to the need to complete installation of specialized equipment.
(At no increase in Contract cost).
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1.

Report of Miss Connolly, July 14, on bids for Operation and Maintenance of the Sound and Lighting Systems at Hatch Memorial Shell, Contract No. P88-1516-M6A.

(Miss Connolly recommends that the Commission reject the low bid of Bay State Event Co. and the only other bid received, that of Capron, Inc., as the Division has determined it would be more cost effective to temporarily hire an individual to perform the services).

The Commission V O T E D: Held Over at the request of Bonnard Sage, President, Bay State Event Co.

Action was taken upon the following Various Matters:

2. Report of Mr. Wright, August 30, recommending the following on Contract-Agreement No. WM93-070-S1A, for Phase III, Preparation of Cultural Resource Management Plan -

(a) That the Commission approve award of Contract-Agreement No. WM93-070-S1A, for Phase III, Preparation of Cultural Resource Management Plan to Louis E. Berger and Associates.

(b) That the Commission vote of March 4, 1993 be amended to increase the cost not-to-exceed from \$75,000.00 to \$84,625.23, for the project.

(c) That the Commission execute the Contract-Agreement. Account No. 2420-7884.

The Commission V O T E D: to approve award of Contract-Agreement No. WM93-070-S1A, for Phase III, Preparation of Cultural Resource Management Plan to Louis E. Berger and Associates.

The Commission further V O T E D: to amend its vote of March 4, 1993, to increase the cost not-to-exceed from \$75,000.00 to \$84,625.23, for the project.

The Secretary then submitted for signature Contract-Agreement No. WM93-070-S1A, dated September 9, 1993, with Louis E. Berger and Associates, which was signed by the Commissioner and four Associate Commissioners.

3. Report of Messrs. Kerins and Glavin, August 25, on bids for Repairs to Hydraulic Equipment Systems In Place on Dump Trucks and Heavy Equipment.

(Messrs. Kerins and Glavin recommend acceptance of the low bid, that of Boston Hydraulic Sales and Service, of \$20.00 per hour for labor and 50% parts discount. Maximum Obligation \$20,000.00).

Account No. 2440-0010-LL.

The Commission V O T E D: to accept the lowest bid, that of Boston Hydraulic Sales and Service, of \$20.00 per hour for labor and 50% parts discount. Maximum Obligation \$20,000.00.

4. Report of Mr. Jewett, September 7, requesting Commission approval of renewal of the Contract-Agreement with Daniel F. Coughlin, C.P.A., to Analyze all Contractors Financial Statements. Total Compensation not-to-exceed \$5,000.00. Time for Performance July 1, 1993 through June 30, 1994.

Account No. 2410-1000.

The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Office of Real Property:

Report of Mr. Gray, September 8, recommending that the Commission adopt an order of taking for acquisition of approximately 43.554 acres of land owned by Andrew Maxon, et al, Trustees, located in the City of Quincy, Massachusetts, and to approve an award of damages in the amount of \$1,400,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 12, 1993, relating to this same matter.

The Commission V O T E D: to adopt an order of taking for acquisition of approximately 43.554 acres of land owned by Andrew Maxon, et al, Trustees, located in the City of Quincy, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 9, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Quincy in the County of Norfolk and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of land situated in Quincy, Massachusetts, shown as Lot 1 on a plan entitled "Plan of Land in Quincy, Massachusetts", dated August 9, 1985, prepared by Ernest W. Branch, Inc., Civil Engineers, and recorded with the Norfolk Registry of Deeds as Plan No. 1126 of 1985 in Plan Book 326, and bounded as follows:

NORTHERLY	by Ricciuti Drive, nine hundred twenty and 65/100 (920.65) feet;
EASTERLY	by land of Goldies, Inc., two hundred nineteen and 03/100 (219.03) feet;
EASTERLY	by land of William Goldstein, Samuel Goldstein, Max Goldstein and Anna G. Rubin on two courses, three hundred and 68/100 (300.68) feet;
EASTERLY	by land of Henry Testa et ux, eighty-seven and 74/100 (87.74) feet;
EASTERLY	by land of Robert E. Casagrande, eighty-three and 00/100 (83.00) feet;
EASTERLY	by land of Angelo Bina on two courses, thirty-nine and 40/100 (39.40) feet;
SOUTHEASTERLY	by land of James A. Trigila et ux, six hundred sixty-six and 26/100 (666.26) feet;

SOUTHEASTERLY by Salem Street, forty and 27/100 (40.27) feet;
SOUTHEASTERLY by land of Ernest J. Leonard et ux, and by Bunker Hill Lane, one hundred fifty-seven and 12/100 (157.12) feet;
SOUTHWESTERLY by land of Herbert T. Duane and William J. Duane, two hundred eighty-two and 50/100 (282.50) feet; and
WESTERLY by land shown as Lot 2 on said plan, nine hundred fifteen and 44/100 (915.44) feet.

Containing approximately 18.554 acres as shown on said plan.

Parcel 2.

A certain parcel of land in Quincy, Massachusetts, shown as Lot 2A on the above-referenced plan, and bounded as follows:

NORTHERLY by Ricciuti Drive, 817.30 feet;
EASTERLY by land shown as Lot 1 on said plan, 915.44 feet; and
SOUTHWESTERLY by land shown as Lot 2B on said plan, 1,174.19 feet.

Containing approximately 8.79 acres as shown on said plan.

Parcel 3.

A certain parcel of land in Quincy, Massachusetts, shown as Lot 2B on the above-referenced plan, and bounded as follows:

NORTHERLY by Ricciuti Drive, 293.16 feet,
NORTHEASTERLY by land shown as Lot 2A on said plan, 1,174.19 feet;
SOUTHEASTERLY by land of Herbert T. Duane and William J. Duane as shown on said plan, 695.50 feet;
SOUTHWESTERLY by land of the Blue Hills Reservation, as shown on said plan, 577.78 feet; and
SOUTHWESTERLY by land shown as Lot 3 on said plan, on two courses, 753.81 feet.

Containing approximately 16.21 acres as shown on said plan, and including the strip of thirty (30') feet shown on Plan Number 3003 of 1912 in Plan Book 63, as filed with said Deeds.



Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including any and all fee interest in Ricciuti Drive which may be held by the supposed owners, and being the same premises described in two deeds from Peter C. Ruscitto, individually and as Executor u/t/w of Peter G. Ruscitto, and Elizabeth R. Lizardo, to Paul Ricciardi, et al, as Trustees of Yankee Park Associates, dated August 22, 1985, and April 17, 1987, and recorded with said Deeds in Book 6769, Page 94, and Book 7531, Page 7, respectively, and in a deed from J.S. Swingle, Inc., to said Paul Ricciardi, et al, as Trustees as aforesaid, dated August 22, 1985, and recorded with said Deeds in Book 6769, Page 91.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land; expressly including in said order and hereby taking, however, all easements and rights in said premises held by the supposed owners of record, including any and all rights in and to the premises created by the filing of Plan No. 744 of 1991, recorded with said Deeds in Plan Book 402, and all rights and restrictions set forth in the Covenant with the Quincy Planning Board, dated October 10, 1991, and recorded with said Deeds in Book 9104, Page 414.

The concurrence of the Park and Recreation Commissioners of the City of Quincy, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be filed with said Registry and made a part hereof.

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The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Andrew Maxon, F.D. Rich III, and Thomas L. Rich, and/or such others as may be duly appointed Trustees of YPA Trust, and/or E. Franklin Childress, Jr., the United States Trustee, Bankruptcy Cases No. 13332, 13333 and 13334, as such interests may appear	\$ 1,400,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$1,400,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 12, 1993, relating to this same matter.

1. Report of Mr. Gray, September 8, recommending that the Commission adopt an order of taking for acquisition of approximately 22.5 acres of land owned by Neponset Associates, located in the Town of Winthrop, Massachusetts, and to approve an award of damages in the amount of \$675,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 12, 1993, relating to this same matter.

The first part of the paper discusses the importance of the study of the history of the United States. It is argued that a knowledge of the past is essential for a full understanding of the present. The author then proceeds to a detailed examination of the early years of the Republic, from the time of the signing of the Declaration of Independence to the end of the War of 1812. This section covers the political, social, and economic developments of the period, and the role of the various states in the formation of the new nation. The author also discusses the influence of the Enlightenment on the American mind, and the role of the Founding Fathers in shaping the new government. The second part of the paper deals with the period from 1812 to 1860, and the events leading up to the Civil War. It examines the growing tensions between the North and the South, and the role of the various states in the secession crisis. The author also discusses the impact of the Civil War on the nation, and the role of the Reconstruction era in shaping the new South. The final part of the paper discusses the period from 1860 to the present, and the role of the United States in the world. It examines the impact of the Civil War on the nation, and the role of the Reconstruction era in shaping the new South. The author also discusses the impact of the Civil War on the nation, and the role of the Reconstruction era in shaping the new South.

The Commission V O T E D: to adopt an order of taking for acquisition of approximately 22.5 acres of land owned by Neponset Associates, located in the Town of Winthrop, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 9, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Winthrop in the County of Suffolk and Commonwealth of Massachusetts, namely:

Parcel 1:

A certain parcel of land situated in said Winthrop, shown as "Area 4.8 acres+" on a plan entitled "Compiled Plan of Land in Winthrop, Mass." dated Sept. 1962, by Donald S. Fox, and bounded:

EASTERLY	by Revere Street, 398.21 feet;
SOUTHERLY	by land now or formerly of Peebles, 58 feet, more or less;
SOUTHEASTERLY	by land now or formerly of Peebles and land now or formerly of Winthrop Shore Land Co. by three courses, as shown on said plan, 89 feet, more or less; 162.27 feet and 70.30 feet;
SOUTHWESTERLY	by land now or formerly of Thomas Floyd, about 700 feet; and
NORTHERLY	on a creek by the division line of City of Revere and Town of Winthrop, as shown on said plan

1. The first part of the paper discusses the importance of maintaining accurate records of all transactions.

2. The second part of the paper discusses the importance of maintaining accurate records of all transactions.

3. The third part of the paper discusses the importance of maintaining accurate records of all transactions.

4. The fourth part of the paper discusses the importance of maintaining accurate records of all transactions.

5. The fifth part of the paper discusses the importance of maintaining accurate records of all transactions.

6. The sixth part of the paper discusses the importance of maintaining accurate records of all transactions.

7. The seventh part of the paper discusses the importance of maintaining accurate records of all transactions.

8. The eighth part of the paper discusses the importance of maintaining accurate records of all transactions.

9. The ninth part of the paper discusses the importance of maintaining accurate records of all transactions.

10. The tenth part of the paper discusses the importance of maintaining accurate records of all transactions.

Parcel 2:

A certain parcel of land situated in said Winthrop, bounded and described as follows:

Beginning at the Westerly corner of a lot of land conveyed by Mary E. Bevis to Catherine E. Young by deed dated November 2, 1914, and recorded with Suffolk County Registry of Deeds, in Book 3846, Page 610, and running

EASTERLY	by said Catherine E. Young land, one hundred twenty-six (126) feet, more or less, to a corner; thence
NORTHEASTERLY	by the Southeasterly line of a right of way called Bayou Street, one hundred eighty (180) feet, more or less, to Revere Street; thence
NORTHWESTERLY	by said Revere street, twenty-nine (29) feet, more or less, to land now or formerly of Dunham; thence
SOUTHWESTERLY	by the Northwesterly line of said Bayou Street and land of Dunham, one hundred (100) feet, and by land now or formerly of Clyde W. Foreman by two lines, one hundred eight (108) feet; thence
NORTHWESTERLY	again by said land of Foreman, one hundred ninety-eight (198) feet; thence
NORTHEASTERLY	again by said land of Foreman, twenty eight (28) feet to land now or formerly of Bresnahan; thence
NORTHWESTERLY	again by four different courses, by land of owners unknown, three hundred thirty-four (334) feet, four hundred fifteen (415) feet, one hundred forty (140) feet, and six hundred ninety-five (695) feet, more or less, to Short Beach Creek; thence
SOUTHERLY	bounded
WESTERLY	by said Creek, five hundred seventy (570) feet, more or less; thence

The first part of the paper discusses the importance of the study and the objectives of the research. It then proceeds to a literature review, followed by a description of the methodology used in the study. The results of the study are presented in the next section, followed by a discussion of the findings and their implications. The paper concludes with a summary of the main points and a list of references.

The study was conducted in a laboratory setting, using a series of experiments to measure the effect of different factors on the rate of reaction. The results show that the rate of reaction increases with increasing temperature and decreasing concentration of the reactants. The data also indicates that the reaction is first order with respect to the concentration of the reactants.

The findings of this study have important implications for the understanding of chemical reactions and the factors that influence their rate. They also provide a basis for the development of more efficient industrial processes and the design of new materials.

SOUTHEASTERLY again bounded

SOUTHWESTERLY by land of the Boston, Revere Beach and Lynn Railroad, thirteen hundred thirty-five (1335) feet to the location of said Boston, Revere Beach and Lynn Railroad; thence

NORTHEASTERLY again by a curved line bounded SOUTHERLY by said location of said Railroad five hundred fifteen (515) feet, more or less, to the point of the beginning.

Meaning and intending to take hereby the above premises, containing approximately 22.5 acres, howsoever the same may be bounded and described, and including any and all fee interest in Revere Street which may be held by the supposed owners, and being the same premises described in a deed from William J. Zoppo and Thomas B. Zoppo to Neponset Associates, dated December 11, 1981, and recorded with Suffolk County Registry of Deeds in Book 9887, Page 434, but excluding that portion of said premises conveyed by Neponset Associates to the Town of Winthrop, dated March 15, 1984, and recorded with said Deeds in Book 10859, Page 254.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Winthrop, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

Date	Description	Amount	Balance	Total
2019-01-01	Opening Balance	100.00	100.00	100.00
2019-01-05	Cash Sale	50.00	150.00	150.00
2019-01-10	Cash Sale	25.00	175.00	175.00
2019-01-15	Cash Sale	75.00	250.00	250.00
2019-01-20	Cash Sale	100.00	350.00	350.00
2019-01-25	Cash Sale	125.00	475.00	475.00
2019-01-30	Cash Sale	150.00	625.00	625.00
2019-02-05	Cash Sale	175.00	800.00	800.00
2019-02-10	Cash Sale	200.00	1000.00	1000.00
2019-02-15	Cash Sale	225.00	1225.00	1225.00
2019-02-20	Cash Sale	250.00	1475.00	1475.00
2019-02-25	Cash Sale	275.00	1750.00	1750.00
2019-03-01	Cash Sale	300.00	2050.00	2050.00
2019-03-05	Cash Sale	325.00	2375.00	2375.00
2019-03-10	Cash Sale	350.00	2725.00	2725.00

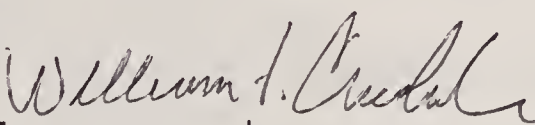
The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Neponset Associates, William J. Zoppo and Thomas B. Zoppo, General Partners	\$ 675,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$675,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 12, 1993, relating to this same matter.

Adjourned at 11:25 a.m., to meet on Thursday, September 16, 1993 at 10:00 a.m.


S e c r e t a r y

1. The first part of the paper is devoted to a general discussion of the problem. It is shown that the problem is of great importance in the theory of differential equations and in the theory of the calculus of variations. The problem is to find the extremals of a functional which is subject to certain constraints. The problem is solved by the method of Lagrange multipliers.

2. In the second part of the paper, the problem is solved for a particular case. It is shown that the extremals are given by the equations $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$. The constants C are determined by the boundary conditions. The extremals are shown to be curves of the family of parabolas $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$.

3. In the third part of the paper, the problem is solved for a particular case. It is shown that the extremals are given by the equations $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$. The constants C are determined by the boundary conditions. The extremals are shown to be curves of the family of parabolas $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$.

4. In the fourth part of the paper, the problem is solved for a particular case. It is shown that the extremals are given by the equations $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$. The constants C are determined by the boundary conditions. The extremals are shown to be curves of the family of parabolas $y = \frac{1}{2}x^2 + C$ and $x = \frac{1}{2}y^2 + C$.

Record of the Three Thousand Six Hundred and Sixty Fifth (3665th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, September 16, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meetings held on July 29, 1993 and August 12, 1993, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Amendment, dated September 16, 1993, to Contract-Agreement No. WM87-013-D1A, with GZA GeoEnvironmental, Inc., for Design Services for the Wachusett Dam, Clinton.

The Secretary then submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

2. Amendment, dated September 16, 1993, to Contract-Agreement No. WM93-001-S1A, with Weston and Sampson Engineers, Inc., for Wastewater Facilities Plan.

Action was taken upon the following matters relating to the Watershed Management Division:

3. Report of Mr. McGinn and Ms. Austin, September 9, recommending approval and award of a Contract with Morell Associates, for Laboratory Services for Giardia and Cryptosporidium Analyses. Account No. 2420-1400 (sub JJ-J25). Compensation not-to-exceed \$11,000.00. Time for Performance from notice to proceed to June 30, 1994. The Commission V O T E D: Approved. The Commission further V O T E D: to award Contract for Laboratory Services for Giardia and Cryptosporidium Analyses to Morell Associates, as recommended by Mr. McGinn and Ms. Austin in their report of September 9, 1993.
4. Report of Mr. McGinn and Ms. Austin, September 9, submitting for approval and execution Joint Funding Agreement with the United States Department of the Interior, Geological Survey, for Cooperative MDC Stream Gaging Program, for the period from October 1, 1993 to September 30, 1994, at a one half cost to the Commission, MDC share will be \$24,630.00. Account No. 2440-0010-TT. The Commission V O T E D: Approved. The Secretary then submitted for signature Joint Funding Agreement, dated September 16, 1993, with the United States Department of the Interior, Geological Survey, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

In the second section, the author provides a detailed analysis of the current market conditions. It notes that while there are some signs of economic growth, there are also concerns about inflation and interest rate fluctuations. The text suggests that businesses should remain vigilant and adaptable to these changing circumstances.

The third part of the document focuses on the implementation of new financial policies. It describes the steps that have been taken to streamline the accounting process and improve the efficiency of the reporting system. The author expresses confidence that these changes will lead to more accurate and timely financial statements.

Finally, the document concludes with a summary of the key findings and recommendations. It reiterates the importance of transparency and accountability in financial management and encourages ongoing communication and collaboration between all stakeholders involved in the process.

1.

Report of Miss Connolly, July 14, on bids for Operation and Maintenance of the Sound and Lighting Systems at Hatch Memorial Shell, Contract No. P88-1516-M6A.

(Miss Connolly recommends that the Commission reject the low bid of Bay State Event Co. and the only other bid received, that of Capron, Inc., as the Division has determined it would be more cost effective to temporarily hire an individual to perform the services).

The Commission V O T E D: Held Over.

Action was taken upon the following Various Matter:

2.

Report of Messrs. Baratta and Traficante, September 3, recommending the following on Contract No. P88-1511-X2A, with Dennison Environmental Services, Inc., for Asbestos Inspection and Monitoring Services at Various MDC Facilities -

(a) Authorization to complete work at additional Watershed Management facilities and to complete inspections at various facilities and further, to develop contract specifications.

(b) Approval of an increase in compensation from \$95,000.00 to \$112,321.00.
Account No. 2420-7882.

(c) Approval of an extension of time from October 14, 1993 to June 30, 1994.

The Commission V O T E D: to authorize Dennison Environmental Services, Inc., to complete work at additional Watershed Management facilities and to complete inspections at various facilities and further, to develop contract specifications.

The Commission further V O T E D: to approve an increase in compensation from \$95,000.00 to \$112,321.00.

The Commission further V O T E D: to approve an extension of time from October 14, 1993 to June 30, 1994, as recommended by Messrs. Baratta and Traficante in their report of September 3, 1993.

Action was taken upon the following matters relating to the Office of Real Property:

3.

Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.41 acres of land owned by Lillian E. Schaffner, et al, located in the Town of Saugus, Massachusetts, and to approve an award of damages in the amount of \$124,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The first part of the paper is devoted to a general discussion of the problem. It is shown that the problem is of great importance in the theory of the differential equations of the second order. The second part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order.

The third part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order. The fourth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order.

The fifth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order. The sixth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order.

The seventh part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order. The eighth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order.

The ninth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order. The tenth part of the paper is devoted to the study of the properties of the solutions of the differential equations of the second order. It is shown that the solutions of the differential equations of the second order are of great importance in the theory of the differential equations of the second order.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.41 acres of land owned by Lillian E. Schaffner, et al, located in the Town of Saugus, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Saugus in the County of Essex and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Saugus, bounded and described as follows:

Beginning at a point on Walnut Street and running Northerly two hundred fifty-seven and seventy-one one hundredths (257.71) feet to land of Moses, thence turning and running Westerly one hundred two and twelve one-hundredths (102.12) feet, thence running Northerly by said Moses land fifty (50) feet to other land of Moses, thence turning and running Westerly about one hundred eighty-two and twelve one-hundredths (182.12) feet by said Moses land and thence turning and running a little Northwesterly one hundred and thirty-two and twenty-five one-hundredths (132.25) feet to a brook, thence turning and running a little southwesterly by said brook and a stone wall about four hundred and thirty (430) feet to land of Cogger, thence turning and running Easterly by said Cogger land six hundred and sixty-seven (667) feet to the point of beginning.

Said premises contained approximately 3.93 acres, as shown on a plan recorded with Essex South District Registry of Deeds as Plan No. 116 of 1930, with Book 2838, Page 285, but presently contain approximately 3.41 acres.

1. The first part of the report is a general introduction to the subject of the study. It discusses the importance of the problem and the objectives of the research.

2. The second part of the report is a detailed description of the methods used in the study. It includes a discussion of the experimental design, the data collection procedures, and the statistical analysis.

3. The third part of the report is a discussion of the results of the study. It presents the findings of the research and discusses their implications.

4. The fourth part of the report is a conclusion. It summarizes the main findings of the study and provides recommendations for further research.

5. The fifth part of the report is a list of references. It includes a list of the books, articles, and other sources used in the study.

6. The sixth part of the report is an appendix. It contains additional information that is not included in the main body of the report.

7. The seventh part of the report is a glossary. It defines the terms used in the report.

8. The eighth part of the report is a bibliography. It lists the sources used in the study.

9. The ninth part of the report is a list of figures. It includes a list of the figures used in the study.

10. The tenth part of the report is a list of tables. It includes a list of the tables used in the study.

11. The eleventh part of the report is a list of abbreviations. It includes a list of the abbreviations used in the study.

12. The twelfth part of the report is a list of symbols. It includes a list of the symbols used in the study.

13. The thirteenth part of the report is a list of footnotes. It includes a list of the footnotes used in the study.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said Walnut Street which may be held by the supposed owners, and being the same premises described in a deed from Richard E. Hawkes to Fred M. Berry, dated March 31, 1930, and recorded with said Deeds in Book 2838, Page 285, excepting and excluding therefrom the following parcels: the land described in a deed from Fred M. Berry to Lillian Berry, dated January 27, 1950, and recorded with said Deeds in Book 3718, Page 563, and containing approximately 7,987 square feet; the land described in a deed from Irene L. Berry to Edward Walsh, et ux, dated November 22, 1955, and recorded with said Deeds in Book 4235, Page 215, and containing approximately 12,500 square feet; and the land described in a deed from Victoria L. Colvin to Charles F. Davis, et al, dated February 7, 1975, and recorded with said Deeds in Book 6149, Page 215, and containing approximately 2,500 square feet.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Saugus, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be filed with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Lillian E. Schaffner, Ruth I. Young, Alvin F. Berry, Caroline M. Walsh and Thelma E. Davis, as devisees under the Will of Irene L. Berry (Essex Probate Case No. 276269), and Jan M. Coffman, Jean A. Greer and Ron J. Colvin, heirs at law and next of kin of Victoria Louise Colvin (Essex Probate Case No. 84PO418-A1).	\$ 124,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$124,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 0.81 acres of land owned by Leonard Hersch, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The first part of the paper discusses the importance of maintaining accurate records of all transactions. It is essential for the company to have a clear and concise system in place to ensure that all data is properly recorded and stored. This will allow for easy access and retrieval of information when needed.

In addition, the paper highlights the need for regular audits and reviews of the financial statements. This will help to identify any discrepancies or errors early on, allowing for prompt correction and ensuring the accuracy of the data.

Overall, the paper emphasizes the importance of maintaining accurate and up-to-date financial records. This is a critical component of any business's success and should be a top priority for all companies.

th
t.16,1993

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The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 0.81 acres of land owned by Leonard Hersch, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Hull on the southeasterly side of Nantasket Avenue, shown as Lot A2 on a plan of land dated May 9, 1974, and recorded with Plymouth County Registry of Deeds as Plan No. 394 of 1974, in Plan Book 17, Page 1062. Containing approximately 35,586 square feet, as shown on said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Nantasket Avenue and Farina Road which may be held by the supposed owner, and being the same premises described in a deed from Robert A. Greenleaf, et al, to Leonard Hersch, dated April 3, 1985, and recorded with said Deeds in Book 6037, Page 251.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water,

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1207 EAST 58TH STREET, CHICAGO, ILL. 60637
TEL: (312) 937-1000 FAX: (312) 937-1001

sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Leonard Hersch	\$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$100,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 75.66 acres of land owned by Tenney Farm, Inc., located in the Town of Princeton, Massachusetts, and to approve an award of damages in the amount of \$1,093,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. The first part of the paper discusses the importance of the study and the objectives of the research. It also mentions the scope of the study and the limitations. The second part of the paper discusses the methodology used in the study. It mentions the data sources and the statistical methods used. The third part of the paper discusses the results of the study. It mentions the findings and the conclusions. The fourth part of the paper discusses the implications of the study. It mentions the policy implications and the future research. The fifth part of the paper discusses the conclusion. It mentions the main findings and the recommendations.

2. The first part of the paper discusses the importance of the study and the objectives of the research. It also mentions the scope of the study and the limitations. The second part of the paper discusses the methodology used in the study. It mentions the data sources and the statistical methods used. The third part of the paper discusses the results of the study. It mentions the findings and the conclusions. The fourth part of the paper discusses the implications of the study. It mentions the policy implications and the future research. The fifth part of the paper discusses the conclusion. It mentions the main findings and the recommendations.

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4. The first part of the paper discusses the importance of the study and the objectives of the research. It also mentions the scope of the study and the limitations. The second part of the paper discusses the methodology used in the study. It mentions the data sources and the statistical methods used. The third part of the paper discusses the results of the study. It mentions the findings and the conclusions. The fourth part of the paper discusses the implications of the study. It mentions the policy implications and the future research. The fifth part of the paper discusses the conclusion. It mentions the main findings and the recommendations.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 75.66 acres of land owned by Tenney Farm, Inc., located in the Town of Princeton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

Four certain parcels of land situated in the eastern part of said Princeton, three of which are at or near the intersection of Bullard Road and Sterling Road (Route 62), and the fourth being on the southern side of Houghton Road about 700 feet northeast of the intersection of Houghton Road and Sterling Road, more particularly bounded and described as follows:

Parcel 1:

A certain parcel of land containing 29.22 acres situated on the southerly side of Houghton Road in said Princeton, bounded and described as follows:

BEGINNING at the northeasterly corner thereof at an iron pipe at the end of a stonewall, in the southerly line of Houghton Road at land now or formerly of Emma M. Gauvreau;

THENCE S. 10 degrees 44' 15" E., 940.98 feet by land of Gauvreau to a drill hole in the end of the wall at land now or formerly of Arthur P. Charbonneau, Trustee of Snow Pond Realty Trust;

1. The first part of the document is a list of the names of the persons who have been appointed to the various offices of the corporation.

MEMORANDUM FOR THE BOARD OF DIRECTORS

TO: THE BOARD OF DIRECTORS

FROM: THE MANAGING DIRECTOR

SUBJECT: PROPOSAL FOR THE ACQUISITION OF NEW EQUIPMENT

The purpose of this memorandum is to inform the Board of Directors of the proposed acquisition of new equipment for the various departments of the corporation. The equipment is necessary for the efficient operation of the business and is expected to result in significant cost savings and increased productivity.

The proposed acquisition includes the following items:

- 1. A new computer system for the accounting department.
- 2. A new set of office furniture for the executive offices.
- 3. A new set of machinery for the manufacturing department.
- 4. A new set of vehicles for the sales department.

The total cost of the acquisition is estimated to be \$100,000. The equipment is expected to be delivered and installed within the next six months.

Very respectfully,
The Managing Director

Enclosed for the Board of Directors are the following documents:

- 1. A detailed list of the proposed equipment and its estimated cost.
- 2. A report on the current state of the corporation's equipment.
- 3. A report on the results of the market research conducted for the acquisition.

THENCE S. 65 degrees 28' 00" W., 467.05 feet to a point;

THENCE S. 64 degrees 20' 11" W., 353.45 feet to an iron pipe;

THENCE S. 64 degrees 11' 43" W., 481.13 feet to a point near an iron pipe at land now or formerly of Joanne Crystoff Reilly and James J. Crystoff, the last three courses bein land of Charbonneau;

THENCE N. 20 degrees 33' 01" W., 940.84 feet by land of Reilly and Crystoff to a drill hole in a stone wall in the southerly line of Houghton Road;

THENCE N. 66 degrees 41' 00" E., 134.36 feet by the wall to a drill hole at the end of the wall;

THENCE N. 64 degrees 31' 13" E., 286.71 feet to a drill hole in the end of a stone wall;

THENCE N. 64 degrees 54' 51" E., 102.02 feet by the wall to a drill hole in the end of the stone wall;

THENCE N. 67 degrees 44' 59" E., 335.53 feet to a point;

THENCE N. 64 degrees 49' 34" E., 360.86 feet to a point;

THENCE N. 65 degrees 36' 51" E., 241.36 feet to the point of beginning, the last six (6) courses being by the southerly line of Houghton Road.

The second part of the document focuses on the financial management of the organization. It discusses the various sources of revenue and the methods for allocating funds to different departments. The document also addresses the issue of budgeting and the importance of staying within the allocated budget. It mentions that the organization should have a clear understanding of its financial position at all times and should be able to provide a detailed financial statement to the board of directors.

The third part of the document deals with the personnel management of the organization. It discusses the various roles and responsibilities of the staff and the methods for recruiting and selecting new employees. The document also mentions the importance of providing training and development opportunities for the staff to ensure that they are equipped with the necessary skills to perform their jobs effectively. It also discusses the issue of employee compensation and the need to provide competitive salaries and benefits.

The fourth part of the document discusses the overall management of the organization. It mentions the need for a clear vision and mission statement and the importance of communicating these to all employees. It also discusses the need for a strong leadership team and the importance of fostering a culture of collaboration and teamwork. The document concludes by stating that the organization should be committed to continuous improvement and should strive to achieve its goals in a sustainable and ethical manner.

Parcel 2:

A certain parcel of land in said Princeton containing 19.5 acres situated westerly of Bullard Road and northerly of Sterling Road, bounded and described as follows:

BEGINNING	at the southwesterly corner thereof at an iron pipe in the northerly line of Sterling Road at land now or formerly of Henry J. Vivien E. Lindberg;
THENCE	N. 48 degree 54' 16" E., 65.10 feet to an iron pipe;
THENCE	N. 10 degrees 50' 09" E., 251.30 feet to a stone bound at land now or formerly of Arthur P. Charbonneau, Trustee of Snow Pond Realty Trust, the last two (2) courses being by land of Lindberg;
THENCE	N. 11 degrees 33' 17" E., 456.78 feet to an iron pipe;
THENCE	N. 9 degrees 52' 50" E., 391.70 feet to a stone bound;
THENCE	N. 10 degrees 48' 50" E., 199.95 feet to a stone bound at the edge of Snow Pond;
THENCE	Southeasterly approximately 1100 feet by Snow Pond to a point;
THENCE	S. 77 degrees 55' 21" E., 13.00 feet to a point;
THENCE	S. 34 degrees 40' 00" E., 20.40 feet to a point in the westerly line of Bullard Road, the last six (6) courses being by land of Charbonneau;
THENCE	S. 55 degrees 20' 00" W., 41.10 feet to a point;

THENCE S. 28 degrees 21' 09" W., 74.44 feet to a point;

THENCE S. 10 degrees 43' 42" W., 74.69 feet to a point;

THENCE S. 01 degree 35' 21" E., 279.76 feet to point;

THENCE S. 18 degrees 12' 28" W., 107.01 feet to a point;

THENCE S. 31 degrees 24' 36" W., 72.02 feet to a point;

THENCE S. 44 degrees 32' 00" W., 46.47 feet to a point;

THENCE S. 67 degrees 31' 29" W., 56.48 feet to a point;

THENCE S. 72 degrees 56' 58" W., 229.35 feet to a drill hole in the end of a wall;

THENCE S. 78 degrees 12' 50" W., 175.71 feet by the wall to drill a hole;

THENCE S. 70 degrees 51' 13" W., 72.23 feet by the wall to a drill hole;

THENCE S. 64 degrees 17' 23" W., 30.49 feet by the wall to a drill hole;

THENCE S. 58 degrees 28' 47" W., 83.21 feet by the wall to a drill hole in the end of the wall;

THENCE S. 58 degrees 28' 47" W., 40.56 feet to a point;

THENCE by a curve to the right having a radius of 30.00 feet, a distance of 42.13 feet to a point in the northerly line of Sterling Road; the last fifteen (15) courses being by the westerly line of Bullard Road;

1. The first part of the paper is devoted to a general discussion of the problem of the origin of life. It is shown that the problem is one of the most important and most difficult in the history of science. The author discusses the various theories of the origin of life, from the spontaneous generation theory to the modern theory of the origin of life from non-living matter. The author concludes that the modern theory of the origin of life is the most plausible and most convincing.

2. The second part of the paper is devoted to a detailed discussion of the modern theory of the origin of life. The author discusses the various stages of the origin of life, from the formation of the first organic molecules to the formation of the first living cells. The author concludes that the modern theory of the origin of life is the most plausible and most convincing.

3. The third part of the paper is devoted to a detailed discussion of the modern theory of the origin of life. The author discusses the various stages of the origin of life, from the formation of the first organic molecules to the formation of the first living cells. The author concludes that the modern theory of the origin of life is the most plausible and most convincing.

4. The fourth part of the paper is devoted to a detailed discussion of the modern theory of the origin of life. The author discusses the various stages of the origin of life, from the formation of the first organic molecules to the formation of the first living cells. The author concludes that the modern theory of the origin of life is the most plausible and most convincing.

5. The fifth part of the paper is devoted to a detailed discussion of the modern theory of the origin of life. The author discusses the various stages of the origin of life, from the formation of the first organic molecules to the formation of the first living cells. The author concludes that the modern theory of the origin of life is the most plausible and most convincing.

THENCE N. 41 degrees 03' 10" W., 114.86 feet to a Worcester County Highway bound;

THENCE by a curve to the right, having a radius of 1400.00 feet, a distance of 85.53 feet to the point of beginning, the last two courses being by the northerly line of Sterling Road.

Parcel 3:

A certain parcel of land in said Princeton containing 24.1 acres situated easterly of Bullard Road and northerly of Sterling Road, bounded and described as follows:

BEGINNING at the southeasterly corner thereof at an iron pipe in the northerly line of Sterling Road at land now or formerly of Gosta K. and Helen M. Arnesen;

THENCE by a curve having a radius of 1150.00 feet a distance of 340.16 feet to a Worcester County Highway bound;

THENCE N. 61 degrees 17' 10" W, 423.73 feet to a point;

THENCE by a curve to the right having a radius of 960.00 feet, a distance of 339.01 feet to a Worcester County Highway bound at the easterly line of Bullard Road, the last three (3) courses being by the northerly line of Sterling Road;

THENCE by a curve to the right having a radius of 18.72 feet, a distance of 32.53 feet to a point;

THENCE N. 58 degrees 28' 47" E., 119.81 feet to a point;

THENCE N. 64 degrees 17' 23" E., 26.92 feet to a point;

1. The first part of the paper discusses the importance of the study.

2. The second part of the paper discusses the methodology used.

3. The third part of the paper discusses the results of the study.

4. The fourth part of the paper discusses the conclusions of the study.

5. The fifth part of the paper discusses the implications of the study.

6. The sixth part of the paper discusses the limitations of the study.

7. The seventh part of the paper discusses the future research.

8. The eighth part of the paper discusses the acknowledgments.

9. The ninth part of the paper discusses the references.

10. The tenth part of the paper discusses the appendices.

THENCE	N. 70 degrees 51' 13" E., 68.21 feet to a point;
THENCE	N. 78 degrees 12' 50" E., 175.10 feet to a point;
THENCE	N. 72 degrees 56' 58" E., 232.43 feet to a point;
THENCE	N. 67 degrees 31' 29" E., 64.76 feet to a point;
THENCE	N. 44 degrees 32' 00" E., 56.98 feet to a point;
THENCE	N. 31 degrees 24' 36" E., 79.63 feet to a point;
THENCE	N. 18 degrees 12' 28" E., 116.58 feet to a point;
THENCE	N. 01 degree 35' 21" W., 281.96 feet to a point;
THENCE	N. 10 degrees 43' 42" E., 66.01 feet to a point;
THENCE	N. 28 degrees 21' 09" E., 61.41 feet to a point;
THENCE	N. 55 degrees 20' 00" E., 67.06 feet to a point;
THENCE	N. 65 degrees 47' 42" E., 122.47 feet to a point;
THENCE	S. 22 degrees 02' 13" E., 12.30 feet to a point;
THENCE	by a curve having a radius of 830.00 feet, a distance of 420.10 feet to a point;
THENCE	N. 38 degrees 57' 47" E., 207.80 feet to a point;

THENCE by a curve to the right having a radius of 1170.00 feet, a distance of 109.17 feet to an iron pipe in the former centerline of East Wachusett Brook at land now or formerly of Roger Fallavollita; the last nineteen (19) courses being by the easterly line of Bullard Road;

THENCE southerly by the former location of East Wachusett Brook, approximately 435 feet to the centerline of the present location of East Wachusett Brook at land now or formerly of Gustaf P. Sorblom;

THENCE S. 20 degrees 42' 30" W., approximately 650 feet by land of Sorblom to an iron pipe at land of Cormier;

THENCE S. 66 degrees 12' 30" W., 227.70 feet to a point in the centerline of Babcock Brook;

THENCE S. 09 degrees 09' 35" W., 7.00 feet to a drill hole at the end of the wall;

THENCE S. 09 degrees 09' 35" W., 55.72 feet by the wall and still by land of Cormier to a point at land now or formerly of Robert K. and Nancy H. Jordan;

THENCE S. 10 degrees 29' 50" W., 240.40 feet partly by a wall and partly by a fence and land of Jordan to a point at land now or formerly of Gosta K. and Helen M. Arnesen;

THENCE S. 09 degrees 43' 40" W., 593.94 feet by a fence and land of Arnesen to the point of beginning.

1. The first part of the paper discusses the importance of the study of the history of the English language. It is a branch of linguistics which deals with the changes in the language over time. The study of the history of the English language is important for many reasons. It helps us to understand the development of the language and the influence of other languages on it. It also helps us to understand the relationship between the language and the culture of the people who speak it.

2. The second part of the paper discusses the importance of the study of the history of the English language. It is a branch of linguistics which deals with the changes in the language over time. The study of the history of the English language is important for many reasons. It helps us to understand the development of the language and the influence of other languages on it. It also helps us to understand the relationship between the language and the culture of the people who speak it.

3. The third part of the paper discusses the importance of the study of the history of the English language. It is a branch of linguistics which deals with the changes in the language over time. The study of the history of the English language is important for many reasons. It helps us to understand the development of the language and the influence of other languages on it. It also helps us to understand the relationship between the language and the culture of the people who speak it.

4. The fourth part of the paper discusses the importance of the study of the history of the English language. It is a branch of linguistics which deals with the changes in the language over time. The study of the history of the English language is important for many reasons. It helps us to understand the development of the language and the influence of other languages on it. It also helps us to understand the relationship between the language and the culture of the people who speak it.

5. The fifth part of the paper discusses the importance of the study of the history of the English language. It is a branch of linguistics which deals with the changes in the language over time. The study of the history of the English language is important for many reasons. It helps us to understand the development of the language and the influence of other languages on it. It also helps us to understand the relationship between the language and the culture of the people who speak it.

Excepting and excluding from this parcel and the premises taken hereby, the following described two-acre lot, being a portion of the third parcel described above, containing the house and remaining outbuildings of the Tenney homestead. Said lot lies on the southeasterly side of Sterling Road and is more particularly described as follows:

BEGINNING at the northwesterly corner thereof at a point in the northerly line of Sterling Road, said point being 294.01 feet easterly of a Worcester County Highway bound;

THENCE N. 7 degrees 00' 00" E., 187.06 feet to a point;

THENCE N. 72 degrees 36' 13" E., 181.30 feet to a point;

THENCE S. 61 degrees 17' 10" E., 160.00 feet to a point;

THENCE S. 07 degrees 00' 00" E., 100.50 feet to a point;

THENCE S. 52 degrees 00' 00" W., 200.00 feet to a point in the northerly line of Sterling Road;

THENCE N. 61 degrees 17' 10" W., 180.00 feet to a point;

THENCE westerly by a curved line measuring 45.00 feet to the point of beginning, the last two (2) courses being by the northerly line of Sterling Road.

Being the same premises as shown as Lot 1 on a plan entitled "Plan of land in Princeton, Massachusetts, prepared for Tenney Farm, Inc., June 1993, Andrysick Land Surveying, Inc.", which plan shall be recorded with the Worcester District Registry of Deeds.

The three previously described parcels but not the excepted house lot last described are shown on a plan entitled "Plan of Land in Princeton, Massachusetts prepared for Ernest W. and Lena E. Zottoli, October 1990, Andrysick Land Surveying, Inc., 183 Beaman Road, Princeton, Mass.", and recorded in the Worcester Registry of Deeds in Plan Book 643, Plan 72.

Parcel 4:

A certain parcel of land containing 4.84 acres situated on the southerly side of Sterling Road in said Princeton, about 243 feet southeasterly from its intersection with Coal Kiln Road, bounded and described as follows:

BEGINING at an iron pin set in the northeasterly corner of the parcel being described, at a point on the southerly layout line of Sterling Road (Route 62 - Worcester County Layout H-2005) and on the common property line with land now or formerly of Paul J. and Donna M. Meyer;

THENCE following the southerly layout line southeasterly by a curve to the right with a radius of 1400 feet a distance of 356.01 feet to a point;

THENCE S. 47 degrees 43' 34" E., by land now or formerly of William E. Zottoli and Paul S. Zottoli, a distance of 280.38 feet to a corner;

THENCE turning S. 26 degrees 13' 54" W., a distance of 110.00 feet to a point;

THENCE S. 32 degrees 45' 38" W., a distance of 187.88 feet to the southwesterly corner of the property at or near the edge of a vegetated wetland;

THENCE turning N. 49 degrees 14' 08" W., a distance of 734.06 feet to an iron pin set at the northwesterly corner of the property, which point is also common to the property bounds of the lands now or formerly of the aforementioned Paul J. and

The first part of the report deals with the general situation of the company. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company and its activities. It also gives some information about the company's financial situation. This is a very useful part of the report and it is very interesting to read.

The second part of the report deals with the company's activities. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company's activities and it also gives some information about the company's financial situation. This is a very useful part of the report and it is very interesting to read.

The third part of the report deals with the company's financial situation. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company's financial situation and it also gives some information about the company's activities. This is a very useful part of the report and it is very interesting to read.

The fourth part of the report deals with the company's future prospects. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company's future prospects and it also gives some information about the company's financial situation. This is a very useful part of the report and it is very interesting to read.

The fifth part of the report deals with the company's conclusion. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company's conclusion and it also gives some information about the company's financial situation. This is a very useful part of the report and it is very interesting to read.

The sixth part of the report deals with the company's appendix. It is a very important part of the report and it is very interesting to read. It gives a good overview of the company's appendix and it also gives some information about the company's financial situation. This is a very useful part of the report and it is very interesting to read.

Donna M. Meyer and of land now or formerly of
Maureen Biddle Lambert, the last four (4) courses
being by lands now or formerly of William E.
Zottoli and Paul S. Zottoli;

THENCE turning N 48 degrees 39' 34" E., a distance of
348.10 feet, by lands now or formerly of the
aforementioned Myers, to the first mentioned iron
pin and the place of beginning.

Containing approximately 4.84 acres and being shown as
Lot 4 on a plan entitled "Plan of land in Princeton,
Massachusetts, prepared for Ernest and Lena Zottoli",
prepared by Andrysick Land Surveying, Inc., dated March
1990, which plan is recorded with the Worcester District
Registry of Deeds in Plan Book 635, Plan 124.

The total land area of the four parcels to be taken in this
instrument with the excepted house lot deducted is
calculated as 75.66 acres more or less.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described, and, with
the exception of the Tenney Homestead house lot as described
with Parcel 3 above, being all of the remaining lands
presently held by the said Tenney Farm, Inc., as conveyed in
a deed from Paul S. Zottoli and William E. Zottoli to Tenney
Farm, Inc., dated April 18, 1991 and recorded with the
Worcester District Registry of Deeds in Book 13341, Page
374. Also meaning and intending to take any and all fee
interest in Sterling Road, Houghton Road and Bullard Road
which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,

sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land. The said Commission is not subject to the terms and provisions of the Declaration of Restrictions and Reservations dated June 12, 1991, and recorded with said Deeds in Book 13458, Page 187.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Tenney Farm, Inc.	\$ 1,093,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$1,093,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 131.2 acres of land owned by Louis A. Richard and Anne M. Richard, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$478,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 131.2 acres of land owned by Louis A. Richard and Anne M. Richard, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

Two certain parcels of land on the easterly side of Gardner Road (Route 68) in said Hubbardston, shown as Lot 1, containing 125.2 acres, and Lot 2, containing 6.0 acres, on a plan of land entitled "Plan of Land in Hubbardston, Massachusetts", prepared by Dunn Engineering Co., Inc., dated March 8, 1991, and recorded with the Worcester South District Registry of Deeds in Plan Book 647, Plan 56, reference to which plan may be made for a more particular description.

Meaning and intending to take hereby the above premises, containing 131.2 acres, more or less, howsoever the same may be bounded and described, and including any and all fee interest in Gardner Road and High Bridge Road which may be held by the supposed owners, and being a portion of the same premises described in a deed from Matti Lappi, et ux, to Toivo M, Lappi, et ux, dated October 11, 1951 and recorded with said Deeds in Book 3377, Page 384.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Louis A. Richard and Anne M. Richard	\$ 478,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$478,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 72.439 acres of land owned by Muir's, Inc., located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$254,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 72.439 acres of land owned by Muir's, Inc., located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land located in said Hubbardston, shown on a plan entitled "Land Taking Plan for Watershed Protection, Commonwealth of Massachusetts, Metropolitan District Commission, Hubbardston, MA", dated June 29, 1993, prepared By Szoc Surveyors, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order, and being more particularly bounded and described as follows:

BEGINNING	at the northwest corner of the lot herein described at a point on the easterly line of Gardner Road (Route #68);
THENCE	S. 85 degrees 27' 05" E., by Lot 7 as shown on said plan, 402.16 feet to a point;
THENCE	S. 03 degrees 55' 45" W., by Lot 21 as shown on said plan, 159.74 feet to a point;
THENCE	N. 77 degrees 54' 50" E., still by Lot 21, 254.09 feet to a point;
THENCE	N. 46 degrees 31' 05" E., by Lot 22 as shown on said plan, 478.44 feet to a point;

THENCE N. 38 degrees 27' 05" W., by Lot 22, 67.28 feet to a point;

THENCE Southeasterly by the arc of a curve having a radius of 60.00', 256.814 feet to a point;

THENCE N. 12 degrees 20' 55" W., by Lot 18 as shown on said plan, 624.96 feet to a point;

THENCE N. 49 degrees 14' 36" E., by land now or formerly of A.L. & J.C. Pepper, 390.07 feet to a point;

THENCE N. 49 degrees 41' 13" E., still by land of Pepper, 139.40' to a point;

THENCE N. 49 degrees 16' 13" E., still by land of said Pepper, 256.62' to a point;

THENCE N. 48 degrees 30' 18" E., by land now or formerly of W.M. Guernsey, 244.05 feet to a point;

THENCE N. 50 degrees 16' 44" E., still by land of Guernsey, 405.92 feet to a point;

THENCE N. 45 degrees 50' 30" W., still by land of Guernsey, 198.00 feet to a point on the westerly line of Morgan Road;

THENCE S. 53 degrees 00' 41" E., by the westerly line of Morgan Road, 83.51 feet to a point;

THENCE S. 55 degrees 56' 19" E., by the westerly line of Morgan Road, 77.79 feet to a point;

THENCE S. 59 degrees 37' 28" E., still by the westerly line of Morgan Road, 43.88 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 5688.400, by land now or formerly of the Boston & Maine Corporation, 669.211 feet to a point;

THENCE S. 00 degrees 01' 11" W., still by land of the Boston & Maine Corporation, 865.98 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 2067.230, still by land now or formerly of Boston & Maine Corporation, 108.240 feet to a point;

THENCE Southwesterly by the arc of a curve having a radius of 1951.330, still by land of Boston & Maine Corporation, 500.621 feet to a point;

THENCE S. 50 degrees 13' 14" W., 217.11 feet to a point;

THENCE S. 49 degrees 56' 36" W., 37.87 feet to a point;

THENCE S. 49 degrees 42' 09" W., 203.49 feet to a point;

THENCE S. 52 degrees 46' 00" W., 77.73 feet to a point;

THENCE N. 49 degrees 49' 40" W., 253.96 feet to a point;

THENCE S. 69 degrees 19' 47" W., 465.85 feet to a point;

THENCE S. 51 degrees 42' 32" W., 402.17 feet to a point;

THENCE S. 52 degrees 19' 57" W., 280.48 feet to a point;

THENCE S. 09 degrees 16' 48" E., 166.50 feet to a point; the last nine (9) courses being by land now or formerly of Louis A. and Ann M. Richard;

THENCE S. 67 degrees 43' 30" W., 281.80 feet to a point;

THENCE N. 78 degrees 09' 50" W., 285.58 feet to a point;

THENCE S. 82 degrees 11' 56" W., 41.39 feet to a point on the easterly line of Gardner Road; the last three (3) courses being by land now or formerly of John and Deborah Murdock;

THENCE Northeasterly by the arc of a curve having a radius of 2960.00 by the easterly line of Gardner Road, 365.923 feet to a point;

THENCE N. 04 degrees 32' 55" E., by the easterly line of Gardner Road, 884.08 feet to the point of beginning.

Containing 72.439 acres, more or less, according to said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Gardner Road which may be held by the supposed owner, and being a portion of the same premises described in a deed from Frank Richard, et ux, to Betty P. Plumb, dated August 18, 1969, and recorded with said Deeds in Book 4971, Page 171.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Muir's, Inc.	\$ 254,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$254,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 28.5 acres of land owned by M. DeMatteo Construction Co., located in the Town of Saugus, Massachusetts, and to approve an award of damages in the amount of \$57,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 28.5 acres of land owned by M. DeMatteo Construction Co., located in the Town of Saugus, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Saugus in the County of Essex and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Town of Saugus, being bounded and described as follows:

NORTHWESTERLY	by the southeasterly line of Interstate Route 95 - NO ACCESS - about thirty three hundred thirty-nine (3339) feet;
NORTHEASTERLY	by land now or formerly of Vincent Maccario, the line running through the middle of a Former Ditch (2'wide), approximately shown on said plan, one hundred ninety-six and 96/100 (196.96) feet;
SOUTHEASTERLY	by the northwesterly line of Salem Turnpike, twenty-nine hundred sixty-nine and 47/100 (2969.47) feet;
SOUTHWESTERLY	by land now or formerly of M. DeMatteo Construction Co., sixty-two and 47/100 (62.47) feet;
SOUTHWESTERLY	by Pines River;
SOUTHERLY	by a line crossing an inlet of said Pines River, forty-five and 35/100 (43.35) feet;
SOUTHERLY	by said Pines River;
SOUTHEASTERLY	by a line crossing an inlet of said Pines River, sixty-six and 11/100 (66.11) feet; and
SOUTHEASTERLY	by said Pines River.

Being shown as Lot 14 on Land Court Plan No. 23397-A, and described as the Fourteenth Parcel in Certificate of Title No. 38292 in Essex Registry District of the Land Court. Containing approximately 28.5 acres of land.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in the Salem Turnpike which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Saugus, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be filed with said Registry District, and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER

AWARD

M. DeMatteo Construction Co.	\$ 57,000.00
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The Commission further V O T E D: to approve an award of damages in the amount of \$57,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 1.72 acres of land owned by Paul A. Colbert, Trustee, et al, located in the Town of Arlington, Massachusetts, and to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 1.72 acres of land owned by Paul A. Colbert, Trustee, et al, located in the Town of Arlington, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Arlington in the County of Middlesex and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in said Arlington, shown as Lot B on a plan made by C.H. Gannett Co., dated November 1, 1928, and bounded:

WESTERLY	by the Boston & Main R.R., two hundred twenty and 48/100 (220.48) feet;
NORTHERLY	by parcel shown on said plan marked "Extension of Thorndike Street", one-hundred eighty-six and 64/100 (186.64) feet;
EASTERLY	by other land of the Boston & Maine R.R., four hundred sixty-eight and 70/100 (468.70) feet;
SOUTHERLY	by land of the Commonwealth of Massachusetts, one hundred ninety-five (195) feet more or less;
WESTERLY	again by the same, two hundred ten (210) feet;
SOUTHERLY	again by the same, about two hundred fifty-five (255) feet.

Said parcel contains about 1.72 acres, according to said plan, recorded in Middlesex South Registry of Deeds as Plan No. 206 of 1929 in Book 5333, Page 595.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including any and all fee interest in Thorndike Street and Thorndike Street Extension which may be held by the supposed owners, and being the same premises described in a deed from Joan M. Colbert to Paul A. Colbert, Trustee, dated April 8, 1987, and recorded with said of Deeds in Book 18199, Page 248.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Arlington, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Paul A. Colbert, Trustee of Trebloc Arlington Trust, and John J. Colbert	\$ 20,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.36 acres of land owned by The Trust for Public Land, located in the Town of Dedham, Massachusetts, and to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

THE FIRST PART OF THE HISTORY OF THE
CITY OF LONDON, FROM THE FOUNDATION
OF THE CITY, TO THE PRESENT TIME.

BY JOHN STOW, AN Eminent Antiquary.

THE SECOND PART, CONTAINING THE
REMARKS OF THE AUTHOR, UPON THE
HISTORY OF THE CITY, FROM THE
FIFTH CENTURY, TO THE PRESENT TIME.

THE THIRD PART, CONTAINING THE
REMARKS OF THE AUTHOR, UPON THE
HISTORY OF THE CITY, FROM THE
FIFTH CENTURY, TO THE PRESENT TIME.

THE FOURTH PART, CONTAINING THE
REMARKS OF THE AUTHOR, UPON THE
HISTORY OF THE CITY, FROM THE
FIFTH CENTURY, TO THE PRESENT TIME.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.36 acres of land owned by The Trust for Public Land, located in the Town of Dedham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Dedham in the County of Norfolk and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of land in said Dedham, being shown as Lot 7 on a plan entitled "Definitive Subdivision Plan 'Karlstein' in Dedham, MA", owner and applicant, John M. Whitcomb, W. Arthur Whitcomb and Merle Whitcomb, by Christiansen and Sergi, Professional Engineers, Land Surveyors, dated October 1, 1992, revised through February 25, 1993 ("1993 Plan"). Said 1993 Plan is duly recorded with the Norfolk County Registry of Deeds as Plan No. 147 of 1993 in Plan Book 412. Said Lot 7 contains 74,925 square feet of land, more or less.

Parcel 2.

A certain parcel of land in said Dedham, being shown as Lot 6 on a plan of land entitled "Plan of Land located in Dedham, Massachusetts, of John M., W. Arthur and Merle Whitcomb" scale: 1" = 40' by Christiansen and Sergi, Professional Engineers and Land Surveyors, dated March 30, 1992 (the "1992 Plan"). Said Plan is duly recorded in said Norfolk Deeds as Plan No. 344 of 1992 Plan Book 406. Said Lot 6 contains 71,554 square feet of land, more or less.

1. The first part of the paper is devoted to a general discussion of the problem of the origin of life. It is shown that the problem is one of the most important and most difficult in the history of science.

2. The second part of the paper is devoted to a detailed discussion of the various theories of the origin of life. It is shown that the most plausible theory is that of the spontaneous generation of life from non-living matter.

3. The third part of the paper is devoted to a discussion of the evidence in favor of the spontaneous generation of life. It is shown that the evidence is very strong and that the spontaneous generation of life is a fact.

4. The fourth part of the paper is devoted to a discussion of the various objections to the spontaneous generation of life. It is shown that the objections are not valid and that the spontaneous generation of life is a fact.

5. The fifth part of the paper is devoted to a discussion of the various theories of the origin of life. It is shown that the most plausible theory is that of the spontaneous generation of life from non-living matter.

6. The sixth part of the paper is devoted to a discussion of the evidence in favor of the spontaneous generation of life. It is shown that the evidence is very strong and that the spontaneous generation of life is a fact.

7. The seventh part of the paper is devoted to a discussion of the various objections to the spontaneous generation of life. It is shown that the objections are not valid and that the spontaneous generation of life is a fact.

8. The eighth part of the paper is devoted to a discussion of the various theories of the origin of life. It is shown that the most plausible theory is that of the spontaneous generation of life from non-living matter.

9. The ninth part of the paper is devoted to a discussion of the evidence in favor of the spontaneous generation of life. It is shown that the evidence is very strong and that the spontaneous generation of life is a fact.

10. The tenth part of the paper is devoted to a discussion of the various objections to the spontaneous generation of life. It is shown that the objections are not valid and that the spontaneous generation of life is a fact.

11. The eleventh part of the paper is devoted to a discussion of the various theories of the origin of life. It is shown that the most plausible theory is that of the spontaneous generation of life from non-living matter.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Common Street which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land; however, specifically taking all restrictions and all other rights reserved in the covenant by and among John M. Whitcomb, et al, and the Dedham Planning Board, dated March 19, 1993, and recorded with said Deeds in Book 9783, Page 687, and the Certificate of Action of the Dedham Planning Board, dated January 25, 1993, and recorded with said Deeds in Book 9783, Page 689.

The concurrence of the Park and Recreation Commissioners of the Town of Dedham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER

AWARD

The Trust for Public Land

\$ 240,000.00

Table 1. Summary of the data sets used in the study.	
Dataset	Description
1	1000 Genomes Project
2	1000 Genomes Project
3	1000 Genomes Project
4	1000 Genomes Project
5	1000 Genomes Project
6	1000 Genomes Project
7	1000 Genomes Project
8	1000 Genomes Project
9	1000 Genomes Project
10	1000 Genomes Project
11	1000 Genomes Project
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14	1000 Genomes Project
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91	1000 Genomes Project
92	1000 Genomes Project
93	1000 Genomes Project
94	1000 Genomes Project
95	1000 Genomes Project
96	1000 Genomes Project
97	1000 Genomes Project
98	1000 Genomes Project
99	1000 Genomes Project
100	1000 Genomes Project

The Commission further V O T E D: to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

1. Report of Mr. Gray, September 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately .4 acres of land owned by Joseph A. DiCarlo, et al, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The second part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of matter. It is shown that the theory of the structure of the atom can be used to explain the properties of matter, and that the properties of matter can be used to test the theory of the structure of the atom.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately .4 acres of land owned by Joseph A. DiCarlo, et al, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, September 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely, a parcel bounded:

Beginning at a point on the northerly sideline of an unnamed right of way, said point being twenty-nine and 50/100 (29.50) feet more or less from the intersection of said northerly sideline of said unnamed way and the northeast sideline of a way known as Farina Road; thence running in a northeasterly direction one hundred nineteen and 09/100 (119.09) feet to a point; thence turning on an angle of one hundred fourteen degrees (114°) eighteen minutes (18') and running in an easterly direction one hundred sixteen and 43/100 (116.43) feet to a point; thence turning on a right angle and running one hundred twenty-five (125.00) feet to a point on the northerly sideline of said unnamed right of way; thence turning on a right angle and running in a westerly and northwesterly direction along said northerly sideline of said unnamed right of way one hundred sixty-seven and 80/100 (167.80) feet to the point of beginning.

Being approximately seventeen thousand six hundred eight and 50/100 (17608.50) square feet in area and being one of the lots shown on "Plan of Land in Harbor View Estates, Hull Massachusetts. Scale 1" = 30" January 1952 Louis Parziale C.E."

Also including a right of way for all purposes over all roads and ways which existed at the time the United States granted the premises known as Fort Revere of which this parcel is a part, to Charles A. LaCentra, including rights over the entire length of the way known as Farina Road and said unnamed way.

Also including the right to use all sewer and water pipes and conduits appurtenant to the within described parcel throughout the entire area known as Fort Revere.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Joseph A. DiCarlo, et al, to Joseph A. DiCarlo, et al, dated December 27, 1991, and recorded with Plymouth Registry of Deeds in Book 10782, Page 68.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Joseph A. DiCarlo; Mario DiCarlo; Wayne R. DiCarlo, Trustee and Frank DiCarlo, Jr., Trustees u/t/w of Frank DiCarlo; E. Joseph DiCarlo; Henry W. Vokey; and James A. DiCarlo	\$ 20,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$20,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of August 19, 1993, relating to this same matter.

Adjourned at 11:15 a.m., to meet on Thursday, September 23,


S e c r e t a r y

The first part of the paper discusses the importance of the study and the objectives of the research. It also mentions the scope of the study and the limitations. The second part of the paper discusses the methodology used in the study. It mentions the data sources and the statistical methods used. The third part of the paper discusses the results of the study. It mentions the findings and the conclusions. The fourth part of the paper discusses the implications of the study. It mentions the policy implications and the future research.

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Record of the Three Thousand Six Hundred and Sixty Sixth (3666th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, September 23, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on August 19, 1993 were read and approved.

Associate Commissioner Landers noting that she was not at the Commission Meeting of August 19, 1993, abstained from voting on this matter.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement No. P82-1128-D1A, dated September 23, 1993, with Vollmer Associates, for Design of the Rehabilitation of Mystic Valley Parkway, Including the Replacement of the Aberjona Bridge.
2. Contract-Agreement, dated September 23, 1993, with Daniel F. Coughlin, CPA, to Analyze all Contractors Financial Statements.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Lenhardt, September 13, recommending approval of revisions in quantities, at a total cost of \$30,845.00, on Contract No. P93-1671-C1A, with R. Zoppo Co., Inc., for Emergency Repairs to Storrow Drive Tunnel -

Item No. 001-010	\$8,400.00
Unclassified Excavation at Upper Deck	
Item No. 005-010	\$ 600.00
Core Drill 3" Vent Holes	
Item No. 011-020	\$5,100.00
Structural Steel, Lower Deck	
Item No. 012-020	\$2,680.00
Epoxy Coated Reinforced Steel, Lower Deck	
Item No. 013-010	\$ 70.00
Drill and Set Dowels in Epoxy	
Item No. 018-010	\$1,360.00
Hot Pour Rubberized Asphalt Sealer	
Item No. 019-010	\$ 625.00
Temporary Bituminous Concrete	
Item No. 020-010	\$9,250.00
Permanent Bituminous Concrete	
Item No. 021-010	\$2,400.00

Koch Rubberized Asphalt Expansion Joint
(At no additional Contract cost as the revisions will be offset by unused quantities in another item).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lenhardt in their report of September 13, 1993.
4. Report of Messrs. Faucher and Kirwin, September 10, recommending

1. The first part of the report deals with the general situation of the country and the results of the survey.

2. The second part of the report deals with the results of the survey in the different districts.

3. The third part of the report deals with the results of the survey in the different districts.

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7. The seventh part of the report deals with the results of the survey in the different districts.

8. The eighth part of the report deals with the results of the survey in the different districts.

9. The ninth part of the report deals with the results of the survey in the different districts.

10. The tenth part of the report deals with the results of the survey in the different districts.

11. The eleventh part of the report deals with the results of the survey in the different districts.

12. The twelfth part of the report deals with the results of the survey in the different districts.

13. The thirteenth part of the report deals with the results of the survey in the different districts.

14. The fourteenth part of the report deals with the results of the survey in the different districts.

15. The fifteenth part of the report deals with the results of the survey in the different districts.

16. The sixteenth part of the report deals with the results of the survey in the different districts.

approval of the following revisions in quantities, on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission -

Item No. 036-010	\$ 700.00
High Pressure Sodium Lamp - 250 watt	
Item No. 043-010	\$ 225.00
Photocell, Button Type	
Item No. 071-010	\$26,785.00
Labor Rate for Licensed Electrician for Miscellaneous Repairs	
Item No. 077-010	<u>\$20,000.00</u>
Materials, Components and Parts	

at a total of \$47,710.00

Funds available in Account No. 2444-9001-NN.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Kirwin in their report of September 10, 1993.

1. Report of Mr. Faucher and Ms. Graves-Jones, September 15, recommending approval of a revision in quantities on Item No. 005-010, reflectorized line (thermoplastic), at a cost of \$6,300.00, on Contract No. P92-1635-M1A, with Markings, Inc., for Installation of Reflectorized Pavement Markings on Parkways and Roadways of the MDC.
Account No. 2444-9001-NN.
The Commission V O T E D: Approved as recommended by Mr. Faucher and Ms. Graves-Jones September 15, 1993.
2. Report of Messrs. Faucher and Haider, September 17, recommending approval of Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P93-1687-M2A, for Preventative Maintenance and Repair of Heating, Ventilation and Air Conditioning Systems at Various MDC Facilities.
Estimated Cost of the two year project is \$115,000.00.
FY/94 - \$55,000.00 - Account No. 2440-0010-NN.
FY/95 - \$60,000.00 - contingent upon the availability of funds for FY/95.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
3. Report of Messrs. Baratta, Faucher and Jackson, September 15, submitting for approval Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P93-1661-C1A, for Improvements to Father Francis A. Ryan Memorial Playground, Mattapan.
Estimated Cost \$450,000.00.
Time for Performance will be approximately nine months.
(Account No. 2449-8755).
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
4. Report of Messrs. Baratta, Faucher and Jackson, September 13, recommending the following on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation -
(a) That the Commission rescind its vote of June 24, 1993,

accepting the bid of C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corp. for several reasons - as referred to in the recommendation of Messrs. Baratta, Faucher and Jackson, in their report of September 13, 1993, on Contract No. P85-1342-C1A, Construction of Riverwalk Park, Waltham.

- (b) That the Commission reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.
- (c) That the Commission grant permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

Mr. Baratta explained that the aforementioned recommendations were being made on Contract No. P82-1034-C1A, (Landscape Improvements to Beaver Brook Reservation), as a result of information received recently from Willie Brown, III, Director of AA/EEO, in a memo to Alan Jewett, Contract Administrator, dated August 26, 1993 and a memo from John C. Graham, District Supervisor and Joseph Kelly, Resident Engineer, dated September 15, 1993, to Francis D. Faucher, Deputy Director of Engineering and Construction, relative to C. J. Mabardy, Inc.'s performance on M.D.C. Contract No. P85-1342-C1A (Riverwalk Park).

In Mr. Brown's memo, he stated that C. J. Mabardy, Inc., was in non-compliance on the Riverwalk Park Contract due to extended delays in submitting weekly manpower reports and projected manning tables. In addition, numerous requests were made to C. J. Mabardy, Inc., by Julian Turner, of the EEO/AA Office, requesting copies of sub-contract agreements with MBE's and WBE's, along with copies of invoices and canceled checks. No responses to the requests were received, it was noted.

In Mr. Graham's memo, it was explained that C. J. Mabardy, Inc., started work at Riverwalk Park on June 20, 1990 and stopped for the winter on December 7, 1990. Mr. Graham, in his memo, then explained that the Commission encountered a delay in acquisition of all land to be used for construction of the park. Therefore, C. J. Mabardy, Inc., did not resume work until October 15, 1991 and worked through November 20, 1991. Work was resumed by C. J. Mabardy, Inc., on April 29, 1992 and ended July 28, 1992. C. J. Mabardy, Inc., resumed work on September 1, 1992 and continued until October 22, 1992. C. J. Mabardy, Inc., once again resumed work on August 19, 1993 and worked through August 28, 1993, it was noted.

Mr. Graham also pointed out, in his memo, that although the acquisition of the final section of park land for Riverwalk Park was completed in September 1991, C. J. Mabardy, Inc., did not pursue the project in a timely fashion.

Commissioner Bhatti noted that as the project progressed, he received numerous complaints, including one from the Mayor of Waltham, regarding the condition of the park. It was necessary to place sod in a certain area of the park, at an additional cost to the MDC, so that a ribbon cutting ceremony could be conducted at the site as requested by the Mayor of the City of Waltham. Peter Jackson stated that C. J. Mabardy, Inc., did not provide proper maintenance of trees, seeded areas, and plantings, as called for in the contract specifications. In addition, he

noted, C. J. Mabardy, Inc., made no effort to replace plantings which died.

It was then pointed out that benches which were installed as part of the Contract and rejected by the Resident Engineer in the summer of 1992 remain on site and have not been replaced.

At this point, Attorney Dennis M. Ryan, of the law firm of Hinkley, Allen, Snyder and Comen, representing C. J. Mabardy, Inc., stated that his client was not solely responsible for the problems encountered during work on the project. He cited delays encountered by the MDC in obtaining all of the property to be developed as part of the parkland, resulting in an 18 month delay; problems with the MDC accepting new shop drawings for benches which was necessitated by the firm originally chosen to supply the benches going out of business.

Attorney Ryan then stated that in the Fall of 1992, his client requested a punch list of work remaining on the project. The list, he stated, was not received by his client until June of 1993. This, he noted, was two days after the planting season had ended.

It was then noted by Attorney Ryan that much of the grass at the park was lost due to the summer heat and lack of precipitation. Attorney Ryan then spoke of three other contacts which were completed successfully, for the Commission, by C. J. Mabardy, Inc., and stated that prior performance should be taken into consideration by the Board.

Associate Commissioner Landers stated that she did not feel it was necessary for C. J. Mabardy, Inc., to wait for a punch list to work on major items of the contract. These items, she stated, were obvious and should have been taken care of as a normal matter.

Associate Commissioner Carr expressed concern that Commission engineers did not communicate with C. J. Mabardy, Inc., during the period from November 1992 to June 1993, regarding various aspects of the contract. Mr. Kelly, Resident Engineer for the MDC, stated that he had spoken to the Contractor several times, during the period from November 1992 to June 1993, regarding the remaining work on the contract.

Mr. Jackson stated that he had communicated with the landscape sub-contractor, during the Fall of 1992 and again in April of 1993, at which time the sub-contractor stated that some trees needed replacement. These trees, he noted, were never replaced. Mr. Jackson then spoke of the complete lack of maintenance of the grass, trees and plantings, including watering and fertilization, as called for under terms of the contract.

It was then noted that the District Supervisor was not available for today's meeting and that the Commission did not have sufficient time to review all documents. Therefore, a motion was made to Hold Over the matter, until the Meeting of September 30, 1993.

The Commission V O T E D: Held Over.

1. Report of Messrs. Faucher and Higgott, September 17, recommending approval of the request of the Contractor for an extension of time from September 30, 1993 to December 31, 1993, on Contract No. P82-0A04-C2A, with D. F. Frangioso & Co., Inc./D & R

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Equipment Co., for United Waste Co. Dam (Centennial Dam), due to additional time needed for shop drawing approval and installation of new plaque.

(At no increase in Contract cost).

The Commission V O T E D: to approve an extension of time from September 30, 1993 to December 31, 1993, on Contract No.

P82-0A04-C2A, as recommended by Messrs. Faucher and Higgott in their report of September 17, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Mr. McGinn and Ms. Zilligen, September 10, requesting award of a Contract to Bestmann Green Systems, for Design Services for Shoreline Restoration at Sudbury Reservoir. Cost not-to-exceed \$4,700.00. Time for Performance will be two months from Contract execution.
Account No. 2420-1400.
The Commission V O T E D: Approved as requested by Mr. McGinn and Ms. Zilligen in their report of September 10, 1993.
2. Report of Mr. McGinn, September 13, requesting approval to engage the services of nine rain gauge observers, at a cost of \$180.00 per observer, for Fiscal Year 1994. Total cost \$1,620.00, as follows -

QUABBIN

Arthur Coolidge
Doris E. Cornwell
Glenn M. Dickson
John Guzik

WACHUSETT

Dennis S. Moore
Kathryn R. Murdock
Gerald A. Prizio
David Rota
Worcester Horticultural
County Citizens

Account No. 2420-1400-HH-H25.

The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Recreational Facilities and Programs Division:

3. Report of Miss Connolly, July 14, on bids for Operation and Maintenance of the Sound and Lighting Systems at Hatch Memorial Shell, Contract No. P88-1516-M6A.
(Miss Connolly recommends that the Commission reject the low bid of Bay State Event Co. and the only other bid received, that of Capron, Inc., as the Division has determined it would be more cost effective to temporarily hire an individual to perform the services).
Mr. Wright appeared before the Commission and explained that he reviewed the contract documents. He noted that the administration of the project could have been handled in a more professional manner. He stated that an inordinate amount of time was used in making a determination to utilize a seasonal employee, rather than a sound and lighting Contractor to operate

The first object of the Association was to promote the study of the history of the country, and to collect and preserve the remains of the ancient and medieval periods. The Association was formed in 1881, and has since that time been engaged in the study of the history of the country, and in the collection and preservation of the remains of the ancient and medieval periods.

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and maintain the system for the 1993 season at the Hatch Shell. He then pointed out that the contract documents provide for rejection of bids if it is found that the rejection would be in the best interest of the Commonwealth.

Associate Commissioner Carr asked if it was proper for the MDC to hire an employee to perform the service prior to rejection of the bids. Mr. Wright responded that normally the bids would be rejected prior to hiring a person to provide a service.

Associate Commissioner Carr then asked if any rule or regulation for bidding was broken. Mr. Wright responded that he did not find any rule or regulation broken.

At this point, Bonnard Sage, President of Bay State Event Co., addressed the Commission and stated that he was led to believe that he would be awarded the Contract. However, he stated, he was not informed that an MDC seasonal employee would be handling the system at the Hatch Shell until one and one half hours before the first performance.

At this point, Mr. Tilas addressed the Commission and explained that due to several reasons, including a busy time of year, he missed submitting a request to the Commission to reject bids on the project, until July 14, 1993.

Mr. Tilas then explained that the seasonal employee, hired to operate and maintain the sound and lighting equipment, was well qualified and was available 40 hours per week to maintain and operate the equipment. In addition, Mr. Tilas noted, the seasonal employee does research, arranges schedules, assists in productions and does maintenance work at the Shell and the adjacent area.

Mr. Tilas then noted that the seasonal employee will be paid approximately \$7,000.00 for the season, while the Contractor bid \$22,737.00. Mr. Sage pointed out that if the seasonal employee was not available for a performance, the MDC would be left without back-up.

At this point, Associate Commissioner Carr stated that he had a problem in voting on a process that he had not participated in approving. He noted that he voted to approve the project, and its advertising, but was not involved in the process that followed.

On questioning by the Commission, Mr. Sage stated that he would like to be compensated for work he did not perform, and time he spent preparing to perform work under the Contract.

Mr. Wright stated that the Commission does not have authority to compensate Mr. Sage. He then noted that the only way Mr. Sage could be compensated would be through an Act of the Legislature.

At this point, Mr. Jewett explained that he had reviewed the entire matter and found no irregularities and that proper procedures were utilized in hiring the seasonal employee.

Following a lengthy discussion, Associate Commissioner Landers asked that procedures be instituted no later than January 1994, so that this type of problem will not occur in the future. She then expressed her complete dissatisfaction with all aspects of what transpired to date on this Contract.

On questioning by the Commission, Mr. Jewett explained that there is no specific time frame in which this type of Contract must be rejected. However, if a construction contract is not going to be

awarded all bids must be rejected within 30 days of opening. Commissioner Bhatti then asked that Mr. Jewett and Mr. Wright meet and establish strict guide lines, concerning award of Contracts, so that this type of problem does not occur in the future.

Commissioner Bhatti, in closing, stated that he will meet with the Director of Recreation concerning this matter and will take any necessary action to insure that a similar problem does not occur again.

The Commission noting that the time for Contract performance had passed and that the award of the Contract is now moot V O T E D: to Delete matter from the Agenda.

1. Report of Miss Connolly, September 16, requesting approval to enter into a service contract with Boston Saw & Knife Corp., for Sharpening Zamboni Knives and Thompson Ice Edger Blades - including pick-up and delivery - at a cost not-to-exceed \$10,000.00. Time for Performance will be six months. Account No. 2440-0010.

The Commission V O T E D: Approved.

2. Presentation by the Massachusetts Water Resources Authority (MWRA) concerning the Fells Reservoir Storage Project. Mr. William Brutsch, Director of the MWRA's Waterworks Division presented background information on the project and noted that present plans call for the construction of covered water storage area which will be in place by December 1998. This will bring both the MDC and MWRA into compliance with the Wachusett Consent Order of June 11, 1993, he explained. Mr. Jay Kim, Project Manager, of the MWRA, provided additional detailed information concerning the project and noted that the MWRA has hired a consultant to design and assist in permitting the project. In addition, he explained, a working group which includes MDC staff, the Fells Advisory Committee and Friends of the Middlesex Fells, has been formed to assist in expediting the project.

Action was taken upon the following Various Matters:

3. Report of Mrs. O'Brien, September 20, recommending approval and execution of the Interdepartmental Services Agreement (ISA) between the Metropolitan District Commission (MDC) and the Massachusetts Highway Department (MHD) in which the MHD funds the first Mitigation Measure as part of the Central Artery/Tunnel Project. Authorization is requested for Commissioner Bhatti to execute the ISA on behalf of the Commission. The Commission V O T E D: Approved. The Commission further V O T E D: to authorize Commissioner Bhatti to execute the Interdepartmental Service Agreement on behalf of the Commission. The Secretary then submitted for signature Interdepartmental Service Agreement, dated September 23, 1993, with the Massachusetts Highway Department, which was signed by Commissioner Bhatti.

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts. The second part of the paper is devoted to a discussion of the structure of the nucleus. It is shown that the structure of the nucleus is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The third part of the paper is devoted to a discussion of the structure of the molecule. It is shown that the structure of the molecule is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts. The fourth part of the paper is devoted to a discussion of the structure of the crystal. It is shown that the structure of the crystal is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The fifth part of the paper is devoted to a discussion of the structure of the liquid. It is shown that the structure of the liquid is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts. The sixth part of the paper is devoted to a discussion of the structure of the gas. It is shown that the structure of the gas is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The seventh part of the paper is devoted to a discussion of the structure of the plasma. It is shown that the structure of the plasma is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts. The eighth part of the paper is devoted to a discussion of the structure of the solid. It is shown that the structure of the solid is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The ninth part of the paper is devoted to a discussion of the structure of the liquid crystal. It is shown that the structure of the liquid crystal is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

Interdepartmental Service Agreement (ISA) with the Division of Energy Resources (DOER) to Fund Peddock's Island Photovoltaic Project. Authorization is requested for Commissioner Bhatti to execute the ISA on behalf of the Commission.

The Commission V O T E D: Approval of the Interdepartmental Service Agreement with the Division of Energy Resources which provides \$149,718.92 in funding for Peddock's Island Photovoltaic Project with Cruwys Electrical Contracting Company, as approved by the Commission at its Meeting of April 30, 1993.

The Commission further V O T E D: to authorize Commissioner Bhatti to execute the Interdepartmental Service Agreement on behalf of the Commission.

The Secretary then submitted for signature Interdepartmental Service Agreement, dated September 23, 1993, with the Division of Energy Resources, which was signed by Commissioner Bhatti.

The following matters were placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from August 16, 1993 to August 23, 1993.

Expenditures \$2,759,163.73

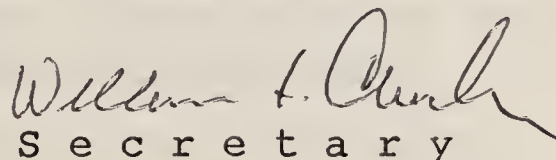
3. The following schedules were approved for payment by the Commissioner during the period from August 23, 1993 to August 30, 1993.

Expenditures \$951,382.00

4. The following schedules were approved for payment by the Commissioner during the period from August 30, 1993 to September 6, 1993.

Expenditures \$614,042.11

Adjourned at 2:25 p.m., to meet on Thursday, September 30, 1993, at 10:00 a.m.


S e c r e t a r y

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Record of the Three Thousand Six Hundred and Sixty Seventh (3667th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, September 30, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on September 2, 1993 were read and approved.

Associate Commissioner Landers noting that she was not at the Commission Meeting of September 2, 1993, abstained from voting on this matter.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Baratta, Faucher and Jackson, September 13, recommending the following on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation -

- (a) That the Commission rescind its vote of June 24, 1993, accepting the bid of C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corp. for several reasons - as referred to in the recommendation of Messrs. Baratta, Faucher and Jackson, in their report of September 13, 1993, on Contract No. P85-1342-C1A, Construction of Riverwalk Park, Waltham.
- (b) That the Commission reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.
- (c) That the Commission grant permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

The Commission V O T E D: Held Over until the Commission Meeting of October 14, 1993.

2. Report of Messrs. Faucher and Soroka, August 25, recommending approval of the following on Contract No. P92-1634-M1A, with New England Traffic Signal and Control Systems for Servicing Traffic Signal and Control Systems - Charles River Basin Districts:

Revisions In Quantities

Item No. 004-010	\$ 3,400.00
Licensed Electrician & Controller Technician	
Item No. 004-020	\$ 6,800.00
Licensed Electrician & Serviceman	
Item No. 004-030	\$ 6,250.00
Helper for Miscellaneous Repairs	
Item No. 005-010	\$ 1,200.00
Vehicle for Miscellaneous Repairs	
Item No. 010-010	\$ 1,250.00
Traffic Signal Metal Octagonal Base	
Item No. 014-010	\$ 510.00
Traffic Signal Wire (TFF #18)	
Item No. 016-010	\$ 160.00
General Purpose Wire (XHHW #14)	
Item No. 017-010	\$ 100.00

Detector Lead-in Cable
Item No. 018-010
Traffic Signal Loop Detector

\$ 4,500.00

Total - \$24,170.00

Account No. 2490-8910.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Soroka in their report of August 25, 1993.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Messrs. McGinn and Robert O'Connor, September 22, on proposals for the purchase of forest products located on the Quabbin, Ware River and Wachusett Watersheds.
The Commission V O T E D: to accept the only bid received, that of Sawyer Trucking, of \$1,235.28; to purchase approximately 17,446 board feet of timber and 120 cords of firewood on Timber Sale No. 105A - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Straw Hollow Farm, of \$1,390.00; to purchase approximately 1,350 board feet of timber and 87 cords of firewood on Timber Sale No. 106 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept on the only bid received, that of Sawyer Trucking, of \$1,238.28; to purchase approximately 29,995 board feet of timber and 42 cords of pulp in tops on Timber Sale No. 107 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid received, that of Quality Logging, of \$4,477.00; to purchase approximately 44,450 board feet of timber, 289 cords of firewood and 29 cords in tops on Timber Sale No. 652A - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid received, that of Conkey Logging & Lumber, of \$3,788.50; to purchase approximately 62,045 board feet of timber, 74 cords of firewood and 16 cords of pulp on Timber Sale No. 653 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Heyes Forest Products, of \$15,453.86; to purchase approximately 96,335 board feet of timber and 150 cords of firewood on Timber Sale No. 654 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that Sawyer Trucking, of \$2,274.00; to purchase approximately 28,240 board feet of timber and 169 cords of firewood on Timber Sale No. 655 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Conkey Logging & Lumber, of \$1,125.00; to purchase approximately 7,730 board feet of timber and 70 cords of firewood on Timber Sale No. 656 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Heyes Forest Products, of \$48,731.68; to purchase approximately 325,080 board feet of timber, 114 cords of firewood and 100 cords of tops on Timber Lot No. 657 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Nelson Malin, of \$584.00; to purchase approximately

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40 cords of firewood on Timber Lot No. 658 - Quabbin Reservoir Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Roland Leclerc, of \$17,519.17; to purchase approximately 276,160 board feet of timber, 117 cords of firewood and 50 cords of pulp on Timber Lot No. 660 - Quabbin Reservoir Watershed.

The Commission further V O T E D: to reject the only bid received, that of T. Jepson & Son, of \$600.00; to purchase approximately 31,240 board feet of timber, 21 cords of firewood and 439 tons of whole tree wood, as this price is below the minimum bid set for Timber Lot No. 213 - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Valley Logging, of \$4,197.25; to purchase approximately 51,440 board feet of timber on Timber Lot No. 214 - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Sawyer Trucking, of \$3,393.53; to purchase approximately 67,990 board feet of timber and 22 cords of firewood on Timber Sale No. 215 - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Chris Pirner, of \$950.00; to purchase approximately 5,405 board feet of timber and 88 cords of firewood on Timber Lot No. 216 - Ware River Watershed.

The Commission further V O T E D: to reject the only bid received, that of T. Jepson & Son, of \$25.00; to purchase approximately 19,445 board feet of timber, 24 cords of firewood and 575 tons of pulp, as this price is below the minimum bid set for Timber Lot No. 217 - Ware River Watershed.

1. Report of Messrs. McGinn and Kane, September 24, requesting that the Commission amend its vote of August 12, 1993, approving an extension of time from October 14, 1993 to December 14, 1995, and an increase in the Upset Limit by \$48,363.00, for a total Upset Limit of \$312,535.00, as an Amendment to Contract-Agreement No. WM87-013-D1A, with GZA GeoEnvironmental, Inc., for Design Services for the Wachusett Dam, Clinton, by deleting Account No. 2420-7880 and substituting the source of funding as follows:

Account No. 2420-7880 - \$47,498.96

Account No. 2420-8881 - \$ 864.04

Total - \$48,363.00.

The Commission V O T E D: to amend its vote of August 12, 1993, as requested by Messrs. McGinn and Kane in their report of September 24, 1993.

Associate Commissioner Landers did not participate in discussion nor vote on this item.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

2. Report of Miss Connolly, September 24, submitting for approval 1993/1994 Ice Rink Schedule/Fees/Rental Charges/Regulations. The Commission V O T E D: to approve the 1993/1994 Ice Rink Schedule/Fees/Rental Charges/Regulations, for Recreational Facilities in the Metropolitan Parks System, as follows:

1. OPENING AND CLOSING DATES

Sunday, October 3, 1993 through the close of the business day on Saturday, March 12, 1994 for the following rinks which will be opened for hockey only.

Devine Rink, Morrissey Boulevard, Dorchester
Bajko Memorial Rink, Turtle Pond Parkway, Hyde Park
Bryan Memorial Rink, VFW Parkway, West Roxbury
Murphy Memorial Rink, Day Boulevard, South Boston
Reilly Memorial Rink, Cleveland Circle, Brighton
Connell Memorial Rink, Broad Street, Weymouth
Emmons-Horrigan-O'Neil Rink, Rutherford Ave, Charlestown
Veterans Memorial Rink, Somerville Ave, Somerville
Simoni Memorial Rink, Gore Street, Cambridge
Veterans Memorial Rink, Totten Pond Road, Waltham
Porrazzo Memorial Rink, Constitution Beach, East Boston

The following rinks will open on Sunday, October 10, 1993 and close on Saturday, March 12, 1994.

Steriti Memorial Rink, Commercial Street, Boston
Allied Veteran's Memorial Rink, Elm Street, Everett

The following rink will open on Monday, October 11, 1993 and close on Saturday, March 12, 1994.

LoConte Memorial Rink, Veterans Memorial Parkway, Medford
The following rink will open on Sunday, October 24, 1993 and close on Saturday, March 12, 1994.

Cronin Memorial Rink, Revere Beach Parkway, Revere
**NOVEMBER 14, 1993 OPENING DAY FOR PUBLIC SKATING AT ALL MDC RINKS,*
INCLUDING THE FOLLOWING, UNTIL THE CLOSE OF BUSINESS ON SATURDAY,
MARCH 12, 1994.**

Shea Memorial Rink, Willard Street, Quincy
Daly Memorial Rink, Nonantum Road, Brighton
Connery Memorial Rink, Shepard Street, Lynn
Ulin Memorial Rink, Unquity Road, Milton

***FLYNN MEMORIAL RINK, WOODLAND ROAD, MEDFORD WILL NOT OPEN FOR
THE 1993/1994 SEASON.**

2. ADMISSION AND RENTAL FEES

- A. Public Session:
\$1.00 - Under 18 years of age at all sessions.
\$.50 - Senior citizens (65 years of age or older) at all sessions.
\$3.00 - 18 years of age and over at all sessions.
B. Ice rental:
\$110.00 per fifty (50) minutes (\$2.20 per minute).

3. SPECIAL PRIVILEGES

- A. Public, private and parochial schools in the Metropolitan Parks District shall be permitted to use the rinks free of charge from 9:00 a.m. to 12 noon on school days for recreational skating.
B. Adults accompanying children under ten (10) years of age are to be permitted to use the rinks free of charge on weekday morning and afternoon sessions.

4. HOLIDAY SCHEDULE

- A. Rinks will be closed on the following holidays:
Thanksgiving.....All Day
Christmas Eve.....12 Noon
Christmas Day.....All Day
New Year's Eve.....12 Noon
New Year's Day.....All Day

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- B. Schedules at all rinks will be changed during the Christmas Holiday vacation period to accommodate public skating hours. The exact hours will be finalized and posted at each facility two (2) weeks prior to the holiday vacation period. The same will hold true for the February school vacation.

5. ICE RENTAL CANCELLATION NOTICE

The renter shall be charged for all ice time contracted or scheduled. No cancellations will be accepted. In the event that the same time period is not utilized two consecutive times, that time period may be rented to another group. However, the rental fee will not be charged if the time period is cancelled due to the fault of the MDC or if weather conditions are such that both the Rink Manager and Team agree that hazardous conditions exist.

6. PAYMENTS

All rental charges for ice time must be paid for a week in advance at the District Office. The only exception will be municipally funded organizations and secondary schools. Payment must be made by money order or certified check only.

Action was taken upon the following Grant of Location:

1. Report of Messrs. Baratta and Guidoboni, September 24, on petition of Vanasse Hangen Brustlin, Inc., on behalf of Harvard University, for Grant of Location to place approximately 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes in MDC property in the vicinity of Western Avenue - just east of Memorial Drive, near Blackstone Street power station and extend westerly along Western Avenue - across the Western Avenue Bridge and Soldiers Field Overpass - onto Harvard Business School Property.
The Commission voted to approve a Grant of Location to Harvard University, to place approximately 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes in MDC property in the vicinity of Western Avenue - just east of Memorial Drive, near Blackstone Street power station and extend westerly along Western Avenue - across the Western Avenue Bridge and Soldiers Field Overpass - onto Harvard Business School Property. In return, Harvard University shall reimburse a total of \$36,950.00 of documented direct costs incurred by the Commission for improvements to the Weeks Memorial Bridge or landscaping along the Charles River, between the Larz Anderson and Western Avenue Bridges. The reimbursement by Harvard University will be outlined in the Permit to be prepared by the Permit Section.
Associate Commissioner Landers did not participate in discussion nor vote on this matter.
ORDERED: Grant of Location to Harvard University, to place approximately 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes in MDC property in the vicinity of Western Avenue - just east of Memorial Drive, near Blackstone Street power station and extend westerly along Western Avenue - across the Western Avenue Bridge and Soldiers Field Overpass - onto Harvard Business School Property.

In the opinion of this Commission that public convenience and necessity so require, said Harvard University is hereby granted a location to place to approximately 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes in MDC property in the vicinity of Western Avenue - just east of Memorial Drive, near Blackstone Street power station and extend westerly along Western Avenue - across the Western Avenue Bridge and Soldiers Field Overpass - onto Harvard Business School Property, to the extent and upon the terms and conditions and obligations hereinafter specified, the same being such as the public necessity and a due regard for the rights of the Commonwealth require, namely:

1. Harvard University shall conform to all provisions of law applicable to the exercise of the rights and performance of the work under this grant and to the rules and regulations of the Metropolitan District Commission.
2. Harvard University shall do the work of installing the 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes, in the location hereby granted subject to the approval of the Director of Permits for the Commission, as to time, manner and location and in all other respects.
3. Harvard University shall indemnify and save harmless the Commonwealth of Massachusetts and the Metropolitan District Commission from any damage it or they may sustain or be required to pay arising out of the exercise by said company or any of its employees in connection with the work done hereunder.
4. Harvard University shall protect and maintain all trees, drainage, or water pipes, and all appurtenances or structures either above or below the surface of the ground over which the location lies, during and upon completion of the work shall restore the surface of the ground to a condition satisfactory to said Director of Permits, for the Commission.
5. Harvard University shall take all possible measures during construction to reduce the impact on the area.
6. Harvard University shall place and maintain proper barriers at all times and from the beginning of twilight through the whole of every night sufficient lights to protect the public from injury or damage during the progress of the work under this grant or during repairs upon said 700 linear feet of electric duct bank consisting of six - five inch conduits, and two manholes, and work on the location which may hereafter become necessary.
7. No work shall be done under this grant without first obtaining a permit therefor from said Director of Permits; and subject to conditions imposed by him.
8. The Commission directed that Harvard University provide the Secretary of the Commission with a written statement to be incorporated into the Permit, noting that Harvard University will not use electric power being provided via the conduits in the Grant of Location in a manner which would cause Harvard University to be deemed a "public utility" under applicable laws and regulations of the Massachusetts Department Utilities.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from September 6, 1993 to September 13, 1993.

Expenditures \$145,312.58

2. The following schedules were approved for payment by the Commissioner during the period from September 13, 1993 to September 20, 1993.

Expenditures \$960,589.83

Adjourned at 11:45 a.m., to meet on Thursday, September 30, 1993, at 10:00 a.m.

William F. Cusick
S e c r e t a r y

1. The first part of the paper is devoted to a general discussion of the problem of the existence of solutions of the system of equations (1) and (2) under the assumption that the functions f and g are continuous and satisfy certain conditions.

2. In the second part, we consider the case when the functions f and g are piecewise continuous and the system of equations (1) and (2) is solved in the sense of Carathéodory.

3. THE CASE OF PIECEWISE CONTINUOUS FUNCTIONS

Let us assume that the functions f and g are piecewise continuous on the interval $[a, b]$ and satisfy the conditions

$$\begin{aligned} & f(t, x) = 0, \quad g(t, x) = 0, \\ & \text{for } t \in [a, b], \quad x \in \mathbb{R}^n. \end{aligned}$$

Record of the Three Thousand Six Hundred and Sixty Eighth (3668th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, October 7, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Records of the Commission Meeting held on September 9, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Seventh Amendment, dated October 7, 1993, to Contract-Agreement No. P77-0000-D1D (CS-77-9PE), with Parson, Brinckerhoff, Quade and Douglas, Inc., for Alewife Brook Parkway Bridge, Design Replacement.
2. First Amendment, dated October 7, 1993, to Contract-Agreement No. P88-1511-X2A, with Dennison Environmental Services, Inc., for Asbestos Inspection and Monitoring Services at Various MDC Facilities.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Baratta, Faucher and Jackson, September 13, recommending the following on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation -
 - (a) That the Commission rescind its vote of June 24, 1993, accepting the bid of C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corp. for several reasons - as referred to in the recommendation of Messrs. Baratta, Faucher and Jackson, in their report of September 13, 1993, on Contract No. P85-1342-C1A, Construction of Riverwalk Park, Waltham.
 - (b) That the Commission reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.
 - (c) That the Commission grant permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

The Commission V O T E D: Held Over until the Commission meeting of October 14, 1993.

4. Report of Messrs. Faucher and Lenhardt, September 29, recommending approval of the First Amendment to Contract-Agreement No. P78-0639-D2A, with Stone & Webster Civil and Transportation Services, Inc., for Restoration of the Longfellow Bridge, which extends the completion date from November 1, 1993 to November 1, 1995 and revises the scope of services to include preparation of Contract documents for permanent remedial structural repairs to the Longfellow Bridge.
(At no additional Contract cost).
The Commission V O T E D: Held Over until the Commission meeting of October 21, 1993.

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1. Report of Messrs. Faucher and Lenhardt, September 29, recommending approval of Extra Work Order No. 2, in the amount of \$15,924.48, for steel sheeting, on Contract No. P80-0826-C1A, with M. DeMatteo Construction Co., for Repairs to Approaches to Huntington Avenue Overpass.
(At no additional Contract cost as there are sufficient unused quantities in Item No. 021-040 - 3/8" Bevel Weld, to offset the increase).
The Commission V O T E D: to approve Extra Work Order No. 2, in the amount of \$15,924.48.

2. Report of Messrs. Faucher and Carrigan, September 28, recommending approval of a revision in quantities on Item No. 033-010, for Transportation Vehicle, at a cost of \$1,400.00, on Contract No. P92-1651-C1A, with Bardon Trimount, Inc., for Resurfacing of Parkways at Various Locations Within the Metropolitan District.
(At no additional Contract Cost as the revision will be offset by unused quantities in Item No. 016-010 - 4" Reflectorized Pavement Markings - Thermoplastic).
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Higgott, September 17, recommending the following on Contract for Amelia Earhart Dam Maintenance Manual -

- (a) That the Commission rescind its vote of February 4, 1988, which authorized negotiations with The Maguire Group to formulate an Amendment for the Master Maintenance Plan for the Amelia Earhart Dam.
- (b) That the Commission approve Project Justification, Project Summary, Work Schedule and award of a new Contract to The Maguire Group for a Maintenance Manual for Amelia Earhart/Locking Facility.
Cost not to exceed \$55,000.00.
Time for Performance - five months from notice to proceed.
Account No. 2410-7872.

The Commission V O T E D: to rescind its vote of February 4, 1988, which authorized negotiations with The Maguire Group to formulate an Amendment for the Master Maintenance Plan for the Amelia Earhart Dam.

The Commission further V O T E D: to approve Project Justification, Project Summary, Work Schedule and award of a new Contract to The Maguire Group for a Maintenance Manual for Amelia Earhart/Locking Facility, as recommended by Messrs. Faucher and Higgott in their report of September 15, 1993.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Messrs. McGinn and Kane, September 28, submitting for approval Word Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. WM93-072-C1A, for Replacement of Generator and Transformer at Quabbin Tower.
Estimated Cost is \$45,000.00.

The first part of the report deals with the general situation of the country. It is a very interesting and informative study of the country's development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's development.

The second part of the report deals with the economic situation of the country. It is a very interesting and informative study of the country's economic development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's economic development.

The third part of the report deals with the social situation of the country. It is a very interesting and informative study of the country's social development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's social development.

The fourth part of the report deals with the political situation of the country. It is a very interesting and informative study of the country's political development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's political development.

The fifth part of the report deals with the cultural situation of the country. It is a very interesting and informative study of the country's cultural development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's cultural development.

Time for Performance approximately 6 months.

Account No. 2420-1400.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

1. Report of Messrs. McGinn and Kane, September 28, submitting for approval Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. WM94-001-C1A, for Fabrication and Installation of Closure Gates.
Estimated Cost \$150,000.00.
Time for Performance approximately 8 months.
Account No. 2420-7882.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
2. Report of Mr. Robert O'Connor and Ms. Zilligen, September 23, submitting for Commission approval a Public Access Plan for the MDC Sudbury Watershed.
The Commission V O T E D: Held Over.
3. Report of Messrs. McGinn and Robert O'Connor, September 29, submitting for approval the following requests relative to the 1993 Quabbin Reservation Deer Hunt -
 1. Revisions to the 1991 Quabbin Reservation White-Tailed Deer Impact Management Plan as outlined in the Report and further outlined in the Quabbin Reservation, Controlled Deer Hunt Program, Evaluation of Program to Date/Recommendations for 1993 Programs.
 2. Closure of the Pelham Area, Gates 3A -16A and all lands marked as "Pelham" on Map 1, to all persons except those with official MDC access permits, beginning Sunday, December 6, and effective through December 8, 1993.
 3. Access to the Prescott Peninsula by persons with official MDC access permits for the purpose of the controlled hunt for the period of November 8-9, 11-12, and 15-16.
 4. Closure of the New Salem and Hardwick Areas (Gates 21-35 and 41-50) and all lands marked as "New Salem" and "Hardwick" on Map 1, to all persons except those with official MDC access permits, beginning on Sunday, November 28 and effective through December 7, 1993.The Commission V O T E D: Approved as submitted by Messrs. McGinn and O'Connor in their report of September 29, 1993.

Action was taken upon the following Various Matter:

4. Report of Mrs. O'Brien, October 1, requesting approval of the Project Summary and Project Justification and authorization to advertise Project No. PL93-023-S1A, for Master Plan and Design Drawings for both the Neponset River Estuary and Pope John Paul II Park.
Estimated Cost \$350,000.00.
Account No. 2449-8755.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

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Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, October 5, recommending that the Commission adopt an Order of Taking for approximately 22.5 acres of land owned by Neponset Associates, located in the Town of Winthrop, Massachusetts, and to approve an award of damages in the amount of \$675,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, and to rescind the vote of the Commission, at its meeting of September 9, 1993, relating to this same matter.

The Commission V O T E D: to adopt an Order of Taking for approximately 22.5 acres of land owned by Neponset Associates, located in the Town of Winthrop, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, October 7, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Winthrop in the County of Suffolk and Commonwealth of Massachusetts, namely:

Parcel 1:

A certain parcel of land situated in said Winthrop, shown as "Area 4.8 acres+" on a plan entitled "Compiled Plan of Land in Winthrop, Mass." dated Sept. 1962, by Donald S. Fox, and bounded:

EASTERLY	by Revere Street, 398.21 feet;
SOUTHERLY	by land now or formerly of Peebles, 58 feet, more or less;
SOUTHEASTERLY	by land now or formerly of Peebles and land now or formerly of Winthrop Shore Land Co. by three courses, as shown on said plan, 89 feet, more or less; 162.27 feet and 70.30 feet;
SOUTHWESTERLY	by land now or formerly of Thomas Floyd, about 700 feet; and
NORTHERLY	on a creek by the division line of City of Revere and Town of Winthrop, as shown on said plan.

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Parcel 2:

A certain parcel of land situated in said Winthrop, bounded and described as follows:

Beginning at the Westerly corner of a lot of land conveyed by Mary E. Bevis to Catherine E. Young by deed dated November 2, 1914, and recorded with Suffolk County Registry of Deeds, in Book 3846, Page 610, and running

EASTERLY	by said Catherine E. Young land, one hundred twenty-six (126) feet, more or less, to a corner; thence
NORTHEASTERLY	by the Southeasterly line of a right of way called Bayou Street, one hundred eighty (180) feet, more or less, to Revere Street; thence
NORTHWESTERLY	by said Revere street, twenty-nine (29) feet, more or less, to land now or formerly of Dunham; thence
SOUTHWESTERLY	by the Northwesterly line of said Bayou Street and land of Dunham, one hundred (100) feet, and by land now or formerly of Clyde W. Foreman by two lines, one hundred eight (108) feet; thence
NORTHWESTERLY	again by said land of Foreman, one hundred ninety-eight (198) feet; thence
NORTHEASTERLY	again by said land of Foreman, twenty eight (28) feet to land now or formerly of Bresnahan; thence
NORTHWESTERLY	again by four different courses, by land of owners unknown, three hundred thirty-four (334) feet, four hundred fifteen (415) feet, one hundred forty (140) feet, and six hundred ninety-five (695) feet, more or less, to Short Beach Creek; thence
SOUTHERLY	bounded
WESTERLY	by said Creek, five hundred seventy (570) feet, more or less; thence

SOUTHEASTERLY again bounded

SOUTHWESTERLY by land of the Boston, Revere Beach and Lynn Railroad, thirteen hundred thirty-five (1335) feet to the location of said Boston, Revere Beach and Lynn Railroad; thence

NORTHEASTERLY again by a curved line bounded SOUTHERLY by said location of said Railroad five hundred fifteen (515) feet, more or less, to the point of the beginning.

Meaning and intending to take hereby the above premises, containing approximately 22.5 acres, howsoever the same may be bounded and described, and including any and all fee interest in Revere Street which may be held by the supposed owners, and being the same premises described in a deed from William J. Zoppo and Thomas B. Zoppo to Neponset Associates, dated December 11, 1981, and recorded with Suffolk County Registry of Deeds in Book 9887, Page 434, but excluding that portion of said premises conveyed by Neponset Associates to the Town of Winthrop, dated March 15, 1984, and recorded with said Deeds in Book 10859, Page 254.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Winthrop, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is either attached hereto or shall be recorded with said Deeds and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Neponset Associates, William J. Zoppo and Thomas B. Zoppo, General Partners	\$ 675,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$675,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39.

The Commission further V O T E D: to rescind the vote of the Commission, at its meeting of September 9, 1993, relating to this same matter.

Adjourned at 11:40 a.m., to meet on Thursday, October 21, 1993, at 10:00 a.m.


S e c r e t a r y

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, which are based on the principle of the conservation of energy and the principle of the conservation of momentum. The second part of the paper is devoted to a discussion of the experimental results obtained in the study of the structure of the atom. It is shown that the experimental results are in good agreement with the theoretical predictions of quantum mechanics.

The third part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of matter. It is shown that the theory of the structure of the atom can be used to calculate the properties of matter, such as the density, the refractive index, and the specific heat. The fourth part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of light. It is shown that the theory of the structure of the atom can be used to calculate the properties of light, such as the wavelength, the frequency, and the intensity.

The fifth part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the universe. It is shown that the theory of the structure of the atom can be used to calculate the properties of the universe, such as the age, the size, and the composition.

1. Introduction

Record of the Three Thousand Six Hundred and Sixty Ninth (3669th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, October 21, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meetings held on September 16, 1993 and September 23, 1993, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Baratta, Faucher and Jackson, September 13, recommending the following on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation -
 - (a) That the Commission rescind its vote of June 24, 1993, accepting the bid of C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corp. for several reasons - as referred to in the recommendation of Messrs. Baratta, Faucher and Jackson, in their report of September 13, 1993, on Contract No. P85-1342-C1A, Construction of Riverwalk Park, Waltham.
 - (b) That the Commission reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.
 - (c) That the Commission grant permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.The Commission V O T E D: Delete from Agenda.
2. Report of Messrs. Faucher and Lenhardt, September 29, recommending approval of the First Amendment to Contract-Agreement No. P78-0639-D2A, with Stone & Webster Civil and Transportation Services, Inc., for Restoration of the Longfellow Bridge, which extends the completion date from November 1, 1993 to November 1, 1995 and revises the scope of services to include preparation of Contract documents for permanent remedial structural repairs to the Longfellow Bridge. On questioning by Commissioner Bhatti, Mr. Baratta noted that the scope of services on the project has increased dramatically since 1986, due to the following -
 - New Federal Highway Administration requirements.
 - New seismic requirements of the federal government.
 - New requirements imposed by the Americans with Disabilities Act, along with community access concerns.
 - Additional structural requirements of the MBTA.(At no increase in the current contract authorization).
The Commission V O T E D: Approved.
3. Report of Messrs. Faucher and McCalla, September 28, recommending approval of a revision in quantities on Item No. 5 - material component and parts - at an increase cost of \$7,200.00, on Contract No. P92-1643-M1A, with Coviello Electric & General Contracting Co., Inc., for Electrical Maintenance Work at Various Locations -

(At no additional Contract cost as the revision will be offset by unused quantities in Item 4 - hourly rate for power staging, Item 6 - trench excavation and backfilling for electric conduit, Item 7 - lawn seeding complete in place and Item 8 - Informational Material Lump Sum Allowance).

The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of September 28, 1993.

1. Report of Messrs. Faucher and Carrigan, September 24, recommending that work on Contract No. P84-1315-C7A, with D & R General Contracting Inc., for Resurfacing Sections of MDC Parkways at Various Locations, be accepted as completed as of November 30, 1992.
(Basis of Award - \$1,497,635.00)
(Total to Date - \$1,954,479.63)
(Contract Administration Rating - 3.50)
(EEO Compliance - 4.40)
The Commission V O T E D: that the work of D & R General Contracting Inc., Contractor under Contract No. P84-1315-C7A, for Resurfacing Sections of MDC Parkways at Various Locations, be and hereby is accepted as completed as of November 30, 1992.
2. Report of Mr. Faucher and Mrs. Graves-Jones, September 24, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P94-1705-M1A, for Installation of Reflectorized Pavement Markings on Parkways and Roadways of the MDC.
Estimated Cost \$270,400.00.
Time for Performance 20 months.
(Funding for fiscal years other than current year contingent upon appropriation of funds).
Account No. 2444-9001.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
3. Report of Mr. Faucher and Mrs. Graves-Jones, September 24, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P94-1707-M1A, for Servicing Traffic Signal and Control Systems - Middlesex Fells and Revere Beach Districts.
Estimated Cost \$500,000.00
Time for Performance 24 months.
(Funding for fiscal years other than current year contingent upon appropriation of funds).
Account No. 2444-9001.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
4. Report of Messrs. Baratta and Faucher, October 19, recommending the following on Contract No. P82-1034-C1A, with C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corporation, for Landscape Improvements to Beaver Brook Reservation -
(a) That the Commission enter into an Agreement with C. J. Mabardy, Inc., allowing Mabardy to withdraw its bid on the Beaver Brook Project, and obtain the return of its

bid bond without penalty; and further that the parties release each other from any further obligations with respect to the Beaver Brook Project, all as set forth in the agreement submitted herewith for signature by the Commission;

- (b) That the Commission reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation;
- (c) That the Commission grant permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

The Commission V O T E D: to enter into an Agreement with C. J. Mabardy, Inc., allowing Mabardy to withdraw its bid on the Beaver Brook Project, and obtain the return of its bid bond without penalty; and further that the parties release each other from any further obligations with respect to the Beaver Brook Project, all as set forth in the agreement.

The Secretary then submitted for signature Agreement, dated October 21, 1993, with C. J. Mabardy, Inc./C. J. Mabardy Trucking, Inc./Crimson Leasing Corporation, which was signed by the Commissioner and four Associate Commissioners.

The Commission further V O T E D: to reject all bids on Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

The Commission further V O T E D: permission to readvertise Contract No. P82-1034-C1A, for Landscape Improvements to Beaver Brook Reservation.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Mr. Robert O'Connor and Ms. Zilligen, September 23, submitting for Commission approval a Public Access Plan for the MDC Sudbury Watershed.
The Commission V O T E D: Held Over.
2. Report of Mr. McGinn, October 5, submitting for approval and execution Quabbin Park Cemetery Deed No. Q-1702, conveying Southerly 1/2 of Lot No. 963, to Mr. Donald Sanderson.
The Commission V O T E D: Approved.
The Secretary then submitted for signature, Quabbin Park Cemetery Deed No. Q-1702, dated October 21, 1993, which was signed by the Commissioner and two Associate Commissioners.
3. Report of Messrs. McGinn and Kane, October 5, requesting authorization for Mr. McGinn - and in his absence or unavailability, Mr. Kane, - to immediately engage Consultant Services for Dam Failures and/or Flooding Emergencies in the event of emergency conditions at any Watershed Management Division Dam.
Estimated cost of the service no more than \$20,000.00.
Account No. 2420-8881.
The Commission V O T E D: to authorize Mr. McGinn - and in his absence or unavailability, Mr. Kane, - to immediately engage Consultant Services for Dam Failures and/or Flooding Emergencies

The first part of the report deals with the general situation of the country and the progress of the various branches of industry and commerce. It is found that the country is in a state of general prosperity and that the various branches of industry and commerce are all progressing rapidly. The second part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The third part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The fourth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The fifth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The sixth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The seventh part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The eighth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The ninth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity. The tenth part of the report deals with the details of the various branches of industry and commerce. It is found that the various branches of industry and commerce are all progressing rapidly and that the country is in a state of general prosperity.

in the event of emergency conditions at any Watershed Management Division Dam, as requested in their report of October 5, 1993.

1. Report of Messrs. McGinn and Kane, October 13, requesting approval to Contract for Services of a Licensed Site Professional as the first step in a clean-up of an oil spill at the Wachusett Reservoir area.
Cost not-to-exceed \$5,000.00.
Account No. 2420-1400 (NN).
The Commission V O T E D: Approved.
2. Report of Mr. McGinn, October 19, recommending that the Commission approve an extension of the 1993 shoreline fishing season at the Wachusett Reservoir from October 3 through November 14, 1993, on a one-time trial basis, as requested by the Division of Fisheries and Wildlife.
The Commission V O T E D: Approved as recommended by Mr. McGinn in his report of October 19, 1993.

The following matters were placed on the agenda for the information of the Commission:

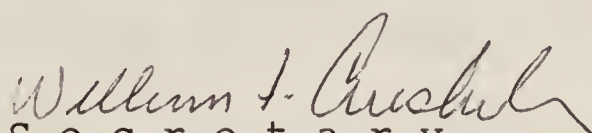
3. The following schedules were approved for payment by the Commissioner during the period from September 20, 1993 to September 27, 1993.

Expenditures	\$805,354.28
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4. The following schedules were approved for payment by the Commissioner during the period from September 27, 1993 to October 4, 1993.

Expenditures	\$558,275.96
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Adjourned at 12:05 p.m., to meet on Thursday, October 28, 1993, at 10:00 a.m.


S e c r e t a r y

The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861.

The letter is addressed to the Senate and House of Representatives, and is signed by James Buchanan.

The letter contains a statement of the President's policy on the issue of slavery, and a declaration of his faith in the Union.

The letter is a significant document in the history of the United States, and is a key source for understanding the views of the President of the United States on the issue of slavery.

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28, 1993

Record of the Three Thousand Six Hundred and Seventieth (3670th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, October 28, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Records of the Commission Meeting held on September 30, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement No. P78-0639-D2A, dated October 28, 1993, with Stone and Webster Civil and Transportation Services, Inc., for Restoration of the Longfellow Bridge.
2. Contract-Agreement, dated October 28, 1993, with Thomas R. Schueler, to Assist Local Towns and Agencies to Implement Best Management Practices for Water Quality.
3. Contract-Agreement No. P87-1449-M4A, dated October 28, 1993, with Aquatec, Inc., for Water Quality Testing at MDC Recreational Waters FY94 and FY95.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and Arinella, September 30, recommending approval of the following on Contract No. P90-1577-C11A, with A & A Window Products, to Remove, Furnish and Install Glass Panels at the Charles River Locks, Pump House and Police Buildings -
 - (a) An extension of time from October 3, 1993 to December 3, 1993.
 - (b) Extra Work Order No. 1, for replacement of a failed window panel with a slider with screen, at a cost of \$1,500.00.

Account No. 2449-7350.

The Commission V O T E D: to approve an extension of time from October 3, 1993 to December 3, 1993, as recommended by Messrs. Faucher and Arinella in their report of September 30, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of \$1,500.00.

5. Report of Messrs. Faucher and Arinella, October 12, on bids for Service, Maintenance and Repair - Hydraulic Power Systems, MDC Flood Control Navigational Division, Contract No. P93-1692-M1A. Account No. 2440-0010-NN.
(Messrs. Faucher and Arinella recommend acceptance of the lowest bid received, that of Balfour Engineering Co., Inc., of \$79,650.00).

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The Commission V O T E D: to accept the lowest bid received, that of Balfour Engineering Co., Inc., of \$79,650.00.

1. Report of Messrs. Faucher and McCalla, October 12, recommending approval of a revision in quantities on the following items on Contract No. P92-1644-M1A, with F M Generators, Inc., for Maintenance and Repair of Prime Power and Emergency Generators at Various Locations -
Item No. 4 - Hourly Rate for Service Technician - \$5,250.00
Item No. 5 - Hourly Rate for Transportation - \$ 300.00
Item No. 7 - Equipment, Material, Components & - \$3,800.00
Parts
Total - \$9,350.00
(Cost will be offset by unused quantities in Item No. 1 - monthly preventative maintenance, Georges Island, Item No. 2 - preventative maintenance service, Franklin Park Zoo, Item No. 3 - general quarterly maintenance service for emergency generator, Item No. 6 - hourly rate for generator rental and Item No. 8 - informational material).
The Commission V O T E D: Approved.
2. Report of Messrs. Faucher and McCalla, October 20, recommending approval of Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P94-1706-M1A, for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC.
Estimated Cost for the 24 month period is \$625,000.00.
Account No. 2444-9001-NN-FY/94 - \$200,000.00
Account No. 2444-9001-NN-FY/95 - \$312,500.00
Account No. 2444-9001-NN-FY/96 - \$112,500.00
(Contract funding for fiscal years other than the current year contingent upon funds being available through the annual budgetary appropriation).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of October 20, 1993.
3. Report of Messrs. Faucher and Soroka, October 15, recommending approval of Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P94-1709-M1A, for Servicing Traffic Signal and Control Systems, Charles River Basin Districts. Estimated Cost of the 24 month project is \$490,000.00.
Account No. 2444-9001.
(Contract funding for fiscal years other than the current year contingent upon funds being available through the annual budgetary appropriation).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Soroka in their report of October 15, 1993.
4. Report of Mr. Faucher and Mrs. Graves-Jones, October 8, recommending approval of a revision in quantities on Item No. 018-010, traffic signal loop detector conductor, at a cost of \$6,136.00, on Contract No. P92-1632-M1A, with Coviello Electric and General Contracting Co., Inc., for Servicing Traffic Signal and Control Systems - Middlesex Fells and Revere Beach Districts.

The following is a list of the names of the persons who have been elected to the office of the

Name		Age	Residence
John A. Smith		35	123 Main St.
Mary B. Jones		28	456 Elm St.
Robert C. Brown		42	789 Oak St.
Elizabeth D. White		30	101 Pine St.
James E. Black		38	202 Cedar St.
Sarah F. Green		25	303 Birch St.
Thomas G. Gray		40	404 Spruce St.
Anna H. Hall		32	505 Willow St.
Charles I. King		36	606 Ash St.
Margaret J. Lee		27	707 Hickory St.
William K. Miller		41	808 Sycamore St.
Lucy L. Nelson		29	909 Poplar St.
George M. Owen		34	1010 Magnolia St.
Helen N. Parker		26	1111 Rose St.
Frank O. Quinn		39	1212 Tulip St.
Alice P. Reed		31	1313 Violet St.
Edward R. Scott		37	1414 Daisy St.
Bertha S. Taylor		24	1515 Sunflower St.
Henry T. Vance		43	1616 Zinnia St.
Ida U. Webb		23	1717 Pansy St.
John V. Wright		33	1818 Iris St.
Lillian W. Young		22	1919 Carnation St.
Samuel X. Zane		44	2020 Marigold St.
Mabel Y. Adams		21	2121 Begonia St.
Charles Z. Baker		35	2222 Fuchsia St.
Evelyn A. Carter		20	2323 Geranium St.
Frederick B. Davis		45	2424 Hyacinth St.
Gladys C. Evans		19	2525 Lavender St.
Harold D. Fisher		30	2626 Peony St.
Irene E. Gibson		27	2727 St. Louis St.
James F. Hall		36	2828 Sweet Pea St.
Katherine G. Hill		25	2929 Verbena St.
Leo H. Jones		40	3030 Zinnia St.
Mildred I. King		23	3131 Pansy St.
Norman J. Lee		38	3232 Iris St.
Olive K. Miller		22	3333 Carnation St.
Paul L. Nelson		41	3434 Marigold St.
Rebecca M. Owen		20	3535 Begonia St.
Stanley N. Parker		37	3636 Fuchsia St.
Theresa O. Quinn		24	3737 Geranium St.
Victor P. Reed		42	3838 Hyacinth St.
Wanda R. Scott		18	3939 Lavender St.
Xavier S. Taylor		39	4040 Peony St.
Yvonne T. Vance		26	4141 St. Louis St.
Zachary U. Webb		31	4242 Sweet Pea St.
Alicia V. Wright		21	4343 Verbena St.
Benjamin W. Young		46	4444 Zinnia St.
Cecilia X. Zane		17	4545 Pansy St.
Dennis Y. Adams		34	4646 Iris St.
Eugene Z. Baker		29	4747 Carnation St.
Florence A. Carter		25	4848 Marigold St.
Gordon B. Davis		40	4949 Begonia St.
Helen C. Evans		20	5050 Fuchsia St.
Isaac D. Fisher		35	5151 Geranium St.
Janet E. Gibson		23	5252 Hyacinth St.
Kenneth F. Hall		38	5353 Lavender St.
Lillian G. Hill		22	5454 Peony St.
Maurice H. Jones		43	5555 St. Louis St.
Nancy I. King		19	5656 Sweet Pea St.
Oscar J. Lee		36	5757 Verbena St.
Pamela K. Miller		24	5858 Zinnia St.
Quentin L. Nelson		41	5959 Pansy St.
Ruth M. Owen		21	6060 Iris St.
Samuel N. Parker		37	6161 Carnation St.
Teresa O. Quinn		26	6262 Marigold St.
Ulysses P. Reed		42	6363 Begonia St.
Verna R. Scott		18	6464 Fuchsia St.
Walter S. Taylor		39	6565 Geranium St.
Xavier T. Vance		25	6666 Hyacinth St.
Yvonne U. Webb		20	6767 Lavender St.
Zachary V. Wright		35	6868 Peony St.
Alicia W. Young		23	6969 St. Louis St.
Benjamin X. Zane		40	7070 Sweet Pea St.
Cecilia Y. Adams		19	7171 Verbena St.
Dennis Z. Baker		36	7272 Zinnia St.
Eugene A. Carter		24	7373 Pansy St.
Florence B. Davis		41	7474 Iris St.
Gordon C. Evans		21	7575 Carnation St.
Isaac D. Fisher		37	7676 Marigold St.
Janet E. Gibson		26	7777 Begonia St.
Kenneth F. Hall		42	7878 Fuchsia St.
Lillian G. Hill		18	7979 Geranium St.
Maurice H. Jones		39	8080 Hyacinth St.
Nancy I. King		25	8181 Lavender St.
Oscar J. Lee		20	8282 Peony St.
Pamela K. Miller		35	8383 St. Louis St.
Quentin L. Nelson		23	8484 Sweet Pea St.
Ruth M. Owen		40	8585 Verbena St.
Samuel N. Parker		24	8686 Zinnia St.
Teresa O. Quinn		41	8787 Pansy St.
Ulysses P. Reed		21	8888 Iris St.
Verna R. Scott		37	8989 Carnation St.
Walter S. Taylor		26	9090 Marigold St.
Xavier T. Vance		42	9191 Begonia St.
Yvonne U. Webb		18	9292 Fuchsia St.
Zachary V. Wright		39	9393 Geranium St.
Alicia W. Young		25	9494 Hyacinth St.
Benjamin X. Zane		20	9595 Lavender St.
Cecilia Y. Adams		35	9696 Peony St.
Dennis Z. Baker		23	9797 St. Louis St.
Eugene A. Carter		40	9898 Sweet Pea St.
Florence B. Davis		24	9999 Verbena St.

The following is a list of the names of the persons who have been elected to the office of the

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Account No. 2444-9001-NN.

The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and Lenhardt, October 22, recommending approval of a revision in quantities on Item No. 026-010, pile foundations, at a cost of \$50,000.00, on Contract No. P80-0826-C1A, with M. DeMatteo Construction Co., for Repairs to Approaches to Huntington Avenue Overpass.
Account No. 2490-8911.
The Commission V O T E D: Approved.
2. Report of Messrs. Faucher and Haider, October 25, on bids for Servicing of Heating, Ventilation and Air Conditioning Systems at Various MDC Facilities FY94 - FY95, Contract No. P93-1687-M2A.
Account No. 2440-0010-NN-FY94.
Contract funding for FY95 contingent upon funds being available through the annual budgetary appropriation.
(Messrs. Faucher and Haider recommend acceptance of the lowest bid received, that of P. H. Mechanical, Corp., of \$124,050.00).
The Commission V O T E D: to accept the lowest bid received, that of P. H. Mechanical, Corp., of \$124,050.00.

Action was taken upon the following matters relating to the Watershed Management Division:

3. Report of Mr. Robert O'Connor and Ms. Zilligen, September 23, submitting for Commission approval a Public Access Plan for the MDC Sudbury Watershed.
The Commission V O T E D: to approve the Public Access Plan for the MDC Sudbury Watershed as submitted by Mr. O'Connor and Ms. Zilligen in their report of September 23, 1993.
4. Report of Mr. McGinn and Ms. Zilligen, October 21, requesting the following on Contract No. WM93-02-S1B, with David P. Handlin and Associates, for Stillwater Farm Historic Structures Report -
 - (a) That work be accepted as completed as of September 3, 1993.
 - (b) That Invoice No. 1 (Final), in the amount of \$4,700.00, be approved for payment.
 - (Basis of Award - \$4,700.00)
 - (Amount to Date - \$4,700.00)
 - (Contract Administration Rating - 8.00 - with 10.00 being excellent)
 - (EEO Compliance - N/A)

Associate Commissioner Landers noting that a complete evaluation was not included in Item No. 5 of the Consultant Evaluation Form asked that Ms. Zilligen provide Secretary Chisholm an amended Form which includes a more detailed response to Item No. 5. Associate Commissioner Landers then spoke of the significant cost of renovations to the Stillwater Farm House and asked that Ms. Zilligen investigate all sources of Grants for rehabilitating historic structures.

The Commission V O T E D: that the work of David P. Handlin and Associates, Consultant under Contract-Agreement No. WM93-02-S1B, for Stillwater Farm Historic Structures Report, be and hereby is

accepted as completed as of September 3, 1993.

The Commission further V O T E D: to approve Invoice No. 1 (Final), in the amount of \$4,700.00, for payment.

1. Report of Messrs. McGinn and Kane, October 25, requesting the following on Contract No. WM90-006-S1A with GZA GeoEnvironmental, Inc., for Quabbin Reservoir Emergency Action Plan -
 - (a) That the Commission accept that portion of the project which was completed as of June 30, 1993.
 - (b) That retainage, in the amount of \$3,657.36, be approved for payment.

(Basis of Award - \$233,277.67)

(Total to Date - \$182,868.70)

Messrs. McGinn and Kane further request authorization to enter into Contract No. WM90-006-S2A, with GZA GeoEnvironmental, Inc., for Supplemental Services, Quabbin Reservoir Emergency Action Plan. Estimated Cost \$22,302.68, with a completion date of no later than June 30, 1994.

Account No. 2420-8881.

The Commission V O T E D: to accept as completed, that portion of the project which was completed as of June 30, 1993, by GZA GeoEnvironmental, Inc., Consultant under Contract-Agreement No. WM90-006-S1A, Quabbin Reservoir Emergency Action Plan.

The Commission further V O T E D: to approve the release of retainage, in the amount of \$3,657.36, for payment.

The Commission further V O T E D: approval to enter into Contract-Agreement No. WM90-006-S2A, with GZA GeoEnvironmental, Inc., for Supplemental Services, Quabbin Reservoir Emergency Action Plan. Estimated Cost \$22,302.68, with a completion date of no later than June 30, 1994.

Associate Commissioner Landers did not participate in discussion nor vote on this item.

Action was taken upon the following Various Matters:

2. Report of Mr. Jewett, October 25, on behalf of the Consultant Selection Committee, recommending selection of Goodkind & O'Dea, Inc., for Remedial Study for Public Safety Considerations, Beaman Street Bridge, West Boylston. Contract No. WM94-003-S1A. Estimated time of performance 60 days. Cost not-to-exceed \$5,500.00.

Account No. 2420-7881.

The Commission V O T E D: Approved.

3. Report of Mr. Hedlund, October 26, recommending approval of a Permit allowing the use of the Charles River Dam Parking Lot by the Boston Bruins Hockey Club, for up to twenty-five vehicles for the sum of \$5.00 per vehicle, per day from November 1, 1993 through the conclusion of the 1993-1994 hockey schedule. The Commission V O T E D: Approved as recommended by Mr. Hedlund in his report of October 26, 1993 and subject to the following conditions:

The Permit is revocable with five day written notice from the Secretary's Office.

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Permit payment will be billed to the Boston Bruin Hockey Club payable to the Commission on a monthly basis.

The Permit is in effect on game days for parking during morning practice from approximately 10:30 A.M. to 1:30 P.M.

The Boston Bruins Hockey Club and team members using the Charles River Dam Parking Lot will hold the Commonwealth of Massachusetts, the Metropolitan District Commission and its agents and servants harmless and indemnified against all claims and demands for damages to persons or property arising out of the exercise of this Permit.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from October 4, 1993 to October 11, 1993.

Expenditures	\$741,838.79
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Adjourned at 12:10 p.m., to meet on Thursday, November 4, 1993, at 10:00 a.m.


S e c r e t a r y

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Record of the Three Thousand Six Hundred and Seventy First (3671st) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, November 4, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on October 7, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P93-1687-M2A, dated November 4, 1993, with P. H. Mechanical, Corp., for Servicing of Heating, Ventilation and Air Conditioning Systems at Various MDC Facilities - FY94 - FY95.
2. Contract No. P93-1692-M1A, dated November 4, 1993, with Balfour Engineering Co., Inc., for Service Maintenance and Repair - Hydraulic Power Systems, MDC Flood Control Navigational Division.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and DiPietro, October 5, recommending approval of the request of the Contractor for a revision in quantities on Item No. 006-010, excavation of rock, boulders and masonry, at a cost of \$30,000.00, on Contract No. P82-1032-C1A, with Albanese Brothers, Inc., for Sewering of Canton Avenue Sanitary and Blue Hills Police Station.
Account No. 2440-7891.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and DiPietro in their report of October 5, 1993.

4. Report of Messrs. Faucher and Thurlow, October 21, recommending the following on Contract No. P93-1669-C1A, with Foye & Letendre Landscaping, Inc., for Tee Rehabilitation and Planting at Ponkapoag Golf Course -
 - (a) That work be accepted as completed as of September 20, 1993.
 - (b) That Estimate No. 2F (Final), in the amount of \$3,352.07, be approved for payment.
 - (c) That reserve, in the amount of \$1,581.76, be approved for payment.

(Basis of Award - \$31,635.00)

(Amount to Date - \$31,635.00)

(Contract Administration Rating - 3.00)

(EEO Compliance - 3.50)

The Commission V O T E D: that the work of Foye & Letendre Landscaping, Inc., Contractor under Contract No. P93-1669-C1A, for Tee Rehabilitation and Planting at Ponkapoag Golf Course, be and hereby is accepted as completed as of September 20, 1993.

The Commission further V O T E D: to approve Estimate No. 2F (Final), in the amount of \$3,352.07, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$1,581.76, for payment.

1. Report of Messrs. Faucher and Higgott, October 25, recommending the following on Contract No. P94-1704-C1A, with Tasco Construction, Inc., for Emergency Repairs, Cochrane Dam, Charles River, Dover/Needham, Massachusetts -
 - (a) That work be accepted as completed as of September 10, 1993.
 - (b) That Estimate No. 1F (Final), in the amount of \$82,369.56, be approved for payment.
 - (c) That reserve, in the amount of \$4,335.24, be approved for payment.
 - (Basis of Award - \$122,500.00)
 - (Amount to Date - \$ 86,704.80)
 - (Contract Administration Rating - 4.50)
 - (EEO Compliance - Waived due to Emergency)

The Commission V O T E D: that the work of Tasco Construction, Inc., Contractor under Contract No. P94-1704-C1A, for Emergency Repairs, Cochrane Dam, Charles River, Dover/Needham, Massachusetts, be and hereby is accepted as completed as of September 10, 1993.

The Commission further V O T E D: to approve Estimate No. 1F (Final), in the amount of \$82,369.56, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$4,335.24, for payment.
2. Report of Mr. Jackson, October 25, requesting approval of an extension of time from October 31, 1993 to May 30, 1994, on Contract No. P89-1561-C5A, with J. J. Phelan & Son Co., Inc., for 1993 Cherry Tree Planting, due to delays in Contract execution and the availability of trees dug and above ground.

(At no additional cost to the Commission).

The Commission V O T E D: to approve an extension of time from October 31, 1993 to May 30, 1994, as requested by Mr. Jackson in his report of October 25, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
3. Report of Messrs. Faucher and Lenhardt, October 26, recommending approval of the request of the Contractor for an extension of time from November 3, 1993 to June 15, 1994, on Contract No. P82-1128-C1A, with E T & L Construction Corp., for Replacement of Aberjona River Bridge, due to problems with fabrication and installation of structural steel.

(At no additional cost to the Commission).

The Commission V O T E D: to approve an extension of time from November 3, 1993 to June 15, 1994, as recommended by Messrs. Faucher and Lenhardt in their report of October 26, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
4. Report of Messrs. Faucher and Soroka, October 22, recommending approval of a revision in quantities on the following items on Contract No. P93-1665-C1A, with Coviello Electric and General Contracting Co., Inc., for Construction and Reconstruction of

Traffic Signal Systems Three Locations, Brighton, Massachusetts -	
Item No. 007-010	\$ 680.00
Vehicle Signal Head Three Sec. 12" Lens	
Item No. 012-020	\$ 119.00
Traffic Signal Cable 9 Conductor	
Item No. 014-010	\$1,498.00
Traffic Signal Loop Detector	
Item No. 029-010	\$1,964.50
Traffic Control Services	
Total -	<u>\$4,261.50</u>

(Cost will be offset by unused quantities in Item No. 024-020 - Bituminous Concrete Binder and Item No. 024-030 - Bituminous Concrete Surface).

The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and DeLuca, October 29, recommending approval of Extra Work Order No. 1, in the amount of \$3,614.80, for removal and disposal of existing refill and scum gutter line piping from around the Brighton/Allston (Mem.) Pool, Contract No. P93-1662-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools and Service Buildings.
Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of \$3,614.80.

Action was taken upon the following matter relating to the Watershed Management Division:

2. Report of Mr. McGinn, October 27, submitting for preliminary approval draft proposed Watershed Protection Act Regulations.
The Commission V O T E D: Approved. A copy of the Draft Proposal Watershed Protection Act Regulations is on file in the Secretary's Office.

Action was taken upon the following Various Matters:

3. Report of Mrs. O'Brien, November 2, on behalf of the Consultant Selection Committee concerning the application of Boston Duck Tours L. P. to provide a sight-seeing service - Boston, Cambridge and the Charles River.
Robert Baum, of Tedeschi, Grasso and Martensen, Counselors at Law, representing Boston Duck Tours, L.P., appeared before the Commission and spoke of meetings he has had with MDC staff relative to the application of his clients to conduct a sightseeing tour business in areas under the jurisdiction of the Metropolitan District Commission. He then explained that his clients request at this time is solely for permission to utilize MDC roadways.
He explained that the "Ducks" to be used for the tours are of World War II vintage upgraded to 1993 safety standards. The "Ducks", he explained, will offer visitors a unique means of sight seeing transportation around the area which otherwise would require many motor vehicle resulting in further air pollution in the Boston - Cambridge area. He then stated that the "Ducks" are similar in width, height and weight to trolleys which are now

The second part of the document focuses on the role of management in overseeing the financial operations. It highlights that management should establish clear policies and procedures for financial reporting and control. This includes setting up a system of internal controls to prevent fraud and mismanagement. Management is also responsible for ensuring that the financial team has the necessary resources and training to perform their duties effectively. The document concludes by stating that strong financial management is a key factor in the success of any organization.

using the same roadways. He pointed out that although the "Ducks" are unique to this area, they have operated in other areas of the Country and Canada for many years.

Andrew Wilson of Seaweed Incorporated (Boston Duck Tours, L.P.) then addressed the Commission and went into more detail concerning the weight and demensions of the "Ducks" and noted that they are smaller than the trolleys which operate in the area.

Mr. Wilson stated licensing requirements for the operators will be very stringent and the operators will be required to undergo and pass one month of training before they will be permitted to operate the "Ducks".

He then outlined the proposed route of the "Ducks" noting that present plans call for operating five "Ducks" for a total of 20 trips per day, 7 days per week, with a total of 120,000 passengers carried during the first year of operation.

Explaining that a section of Memorial Drive is closed on Sundays for a certain period of time each year, he stated that his plans call for using an alternate route during the closing.

At this point, a video presentation was made showing the "Ducks" performance on a portion of the proposed tour route, etc.

Associate Commissioner Landers questioned Mr. Wilson regarding who had a financial interest in Boston Duck Tours, L. P. Mr. Wilson stated that the sole principals at this time are Manny Rogers of Cambridge and himself.

Mr. Rogers then spoke of his educational background and explained that he currently operates a funeral home in Cambridge.

He then noted he has a fascination with restoring World War II vehicles. He then explained that mechanical and safety improvements will be given to the "Ducks", thereby bringing them up to current standards, before they are placed in service.

At this point, Robert F. Daylor, President of Daylor Consulting, representing Boston Duck Tours, L. P., presented the Commission with a graphic which compared weights, heights and widths of various vehicles that use the proposed tour route as compared to the vehicles size to the tour "Ducks". He then spoke of the various traffic lane widths along Memorial River and compared width requirements of tour trolleys versus "Ducks".

At this point, Julia O'Brien, representing the MDC's Concession Selection Committee, spoke of "Ducks" tour services in other parts of the country and noted that those tours do not operate in a setting similar to conditions encountered in the Boston/Cambridge.

Mrs. O'Brien then explained that Boston Ducks Tours has applied to the MDC for two permits. The first, she noted, is a permit for use of various roads and bridges under Commission jurisdiction. The second, she pointed out, is a permit to use park land in the Charles River Reservation to access the Charles River at Magazine Beach, then travel downstream and exit the river onto Memorial Drive near the Boston University Boathouse. She then explained that the Coast Guard requires sanitary facilities on vehicles used for this type of enterprise, otherwise they are not allowed in the water for over 30 minutes. Mrs. O'Brien then recommended that Boston Duck Tours, L. P. be granted permission to operate its sightseeing vehicles on Land Boulevard, Longfellow Bridge, Gilmore Bridge and the Harvard

Bridge in off-peak traffic hours, subject to terms and conditions as may be set fourth by the Commission. Mrs. O'Brien recommended that the use of Memorial River for the Duck Tours be denied by the Commission.

She then outlined the reasons for the recommended denial because Memorial Drive is part of a public park and not a public way; the narrowness of the lanes; interference with Riverbend Park closure; water draining constantly from a "Duck" after it leaves a body of water and the fact that Magazine Beach is used heavily for sports activities during the spring, summer and fall seasons. Mrs. O'Brien then pointed out that once there had been a boat launching site at Magazine Beach, but it was closed by vote of the Commission in 1974. The closing, she stated, was part of a renovation of the fields and historic area and a desire to reduce boating conflicts on the river. To reopen this facility would constitute a major change in Commission policy, she stated. The change in policy, she explained, is opposed by the Charles River Boating community, the State Police Marine Unit and by the MDC Recreational Facilities and Programs Division.

Mrs. O'Brien then suggested that another point of access to the river could be developed over the riprap edge of Revere Landing Park, South, near the new Charles River Dam. This trip would provide Boston skyline views from the area between the Science Museum and Longfellow Bridge.

At this point, Lieutenant John DiFava of the State Police Marine Unit, expressed his concerns regarding the use of Magazine Beach for river entry by the "Ducks". He stated that in addition to safety problems, the public would also want to use the ramp for boat launching. He then suggested that two areas adjacent to the new Charles River Dam be given consideration by Boston "Duck" Tours, L. P. The first being the Boston Harbor side of the Gridley Locks, west of Lovejoy Wharf and the second being west of the existing bridge piers on the south bank of the Charles River. At this point, comments concerning the proposed "Duck" tours were received from the following:

Charles Sullivan, Cambridge Historical Society, expressed his concern that crossing the landscape while entering and exiting the river would have a harmful effect on the landscape.

Alex Strysky, of the Cambridge Conservation Commission, spoke of the high use, congestion and commercialization of the river and asked that a master plan be developed for control of future expansion of activities in the Charles River before this type of enterprise is considered.

Howard D. Medwed, Vice President of the Harvard Square Defense Fund, citing disruption to parkland and inconsistency with the historic and urban character of the area, suggested that a more appropriate means of touring the area would be by MBTA and by foot.

Dean Johnson, a Cambridge resident and a member of Friends of Riverbend Park, agreed with Messrs. Sullivan, Strysky and Medwed and stated that the river and its banks are public resources and he did not want to lose what has been gained in the area over the past 20 years.

Brian Pfeiffer, a Cambridge resident, expressed his concerns about a program which would adversely effect residents of the

area by interfering with boating, bicycling, sailing, jogging and others seeking recreational opportunities.

Roger Booth of the Cambridge Community Development Office expressed his objection to the proposal and noted that even though the Cambridge Licensing Board voted in favor of permitting "Duck" Tours, on City streets the City Council must approve the enterprise.

Gladys Gifford, President of the Harvard Square Defense Fund, Neighborhood 10 Association and Harvard Square Advisory Committee, registered her objection to the "Duck" Tours stating that her group welcomes tourists, but in a controlled manner. She stated, those using the "Ducks" will be of no assistance to the city of Cambridge, its residents nor its business enterprises. Ms. Gifford then noted that even though the Cambridge Licensing Commission voted to approve the "Duck" Tours, the Fire Chief was opposed, due to safety considerations.

Linda Muri of Riverside Boat Club expressed her support for Mrs. O'Brien's recommendations. She further stated that Magazine Beach is high in river traffic and the point of entry for the "Ducks" crosses a crew race course.

At this point, Mr. Baum distributed a typed copy of a response to Mrs. O'Brien's recommendation.

Mr. Baum stated that at this time his client is only looking for approval of a permit for use of various roads and bridges under MDC jurisdiction in Boston and Cambridge. The matter of river entry will be addressed at a later time, he stated.

Mrs. O'Brien stated that in the opinion of the Concession Selection Committee both the roadway and river issues should be addressed at the same time as they are related.

Associate Commissioner Carr stated that he thought the concept was intriguing but felt that left turns from JFK Street onto Memorial Drive by the "Ducks" seventy five times per day would impede traffic flow.

Associate Commissioner Elkort noting that the areas suggested by the Concession Selection Committee will be effected by construction of the new Central Artery, requested that the Committee attempt to find a back-up location for river entry and exit.

Following a lengthy discussion, and on motion of Associate Commissioner Landers, the Commission voted to approve the recommendation of the Concession Selection Committee as follows: That Boston Duck Tours, L. P. be granted permission to operate its sightseeing vehicles on Land Boulevard, Longfellow Bridge, Gilmore (Prison Point) Bridge and the Harvard Bridge, in off-peak traffic hours, subject to such additional terms and conditions as may be set forth by the Commission and that the use of Memorial Drive be denied.

The Commission then requested that MDC staff and representatives of Boston Duck Tours, L. P. meet and attempt to work out a mutually agreeable route for the sightseeing service.

1. Report of Mr. Jewett, October 29, requesting the following on a Comprehensive Building/Facilities Inventory and Assessment, for the Blue Hill Ski Area, Canton -

- (a) Approval of a Contract for the performance of a comprehensive building and facilities inventory and assessment of the Blue Hill Ski Area.
- (b) Approval of the selection of Joslin, Lesser and Associates, Inc., to perform the services.

Estimated Cost not-to-exceed \$45,000.00,
subject to negotiation.

Time for Performance 90 days.

Account No. 2440-9843.

The Commission V O T E D: to approve a Contract for the performance of a comprehensive building and facilities inventory and assessment of the Blue Hill Ski Area.

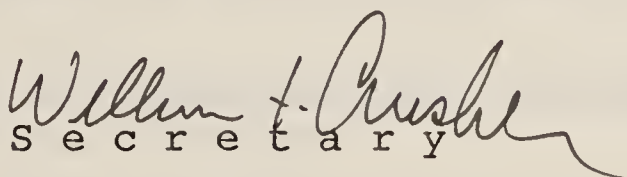
The Commission further V O T E D: to approve the selection of Joslin, Lesser and Associates, Inc., to perform the services, as requested by Mr. Jewett in his report of October 29, 1993.

The following matter was placed on the agenda for the information of the Commission:

- 1. The following schedules were approved for payment by the Commissioner during the period from October 11, 1993 to October 18, 1993.

Expenditures \$377,827.87

Adjourned at 1:15 p.m., to meet on Thursday, November 18, 1993,
at 10:00 a.m.


S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Second (3672nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, November 18, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Landers.

The Records of the Commission Meeting held on October 21, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement, dated November 18, 1993, with Jon Roll and Associates, Inc., for Sign Manual Revisions.
2. Contract-Agreement No. P92-1655-M1A, dated November 18, 1993, with Conam Inspection, Inc., Arnold Greene Testing Laboratories Division, for Professional Services for Steel Inspection, Testing and Metallurgy, etc.
3. Contract-Agreement No. P93-1680-M1A, dated November 18, 1993, with Professional Service Industries, Inc., for Testing and Inspection of Concrete, Bituminous, Soils, Paint, Etc. - FY94 and FY95.
4. Contract-Agreement, November 18, 1993, with Bestmann Green Systems, for Design Services for Shoreline Restoration at Sudbury Reservoir.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Brooks, October 21, recommending the following on Contract No. P93-1694-C1A, with Tar-Vel Roofing Co., for Roof Replacement at the Cass Pool, Roxbury and at the Devine Rink, Dorchester -
 - (a) That work be accepted as completed as of August 20, 1993.
 - (b) That Estimate No. 3F (Final), in the amount of \$2,850.00, be approved for payment.
 - (c) That reserve, in the amount of \$11,350.00, be approved for payment.
 - (Basis of Award - \$227,000.00)
 - (Total to Date - \$227,000.00)
 - (Contract Administration Rating - 4.50)
 - (EEO Compliance - 4.80)

The Commission V O T E D: that the work of Tar-Vel Roofing Co., Contractor under Contract No. P93-1694-C1A, for Roof Replacement at the Cass Pool, Roxbury and at the Devine Rink, Dorchester, be and hereby is accepted as completed as of August 20, 1993.

The Commission further V O T E D: to approve Estimate No. 3F (Final), in the amount of \$2,850.00, for payment.

The Commission further V O T E D: to approve release of reserve in the amount of \$11,350.00, for payment.

1. Report of Messrs. Faucher and Lenhardt, November 5, recommending approval of a revision in quantities on the following items on Contract No. P82-1128-C1A, with E T & L Construction Corp., for Replacement of the Aberjona Bridge -

Item No. 005-010	\$ 2,600.00
Catch Basin	
Item No. 005-020	\$ 4,200.00
12" Reinforced Concrete Pipe	
Item No. 007-030	\$ 700.00
Frames and Grates	
Item No. 040-030	\$ 4,800.00
Class B Rock Excavation	
Item No. 040-050	\$ 3,000.00
Coring and Grouting Dowels	

Total - \$15,300.00

Account No. 2490-8881 and 2490-8911.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lenhardt in their report of November 5, 1993.

2. Report of Messrs. Faucher and Lenhardt, October 26, recommending approval of Extra Work Claim No. 1, in the amount of \$1,094.34, for resetting shear lock limit switches and assisting in lubricating shear locks at Craigie Drawbridge, on Contract No. P82-1051-C3A, with Narayana Construction Corporation, for Craigie Drawbridge Deck Replacement, Boston.

(Cost will be offset by unused quantities in Item No. 015-010 - Traffic Control Services).

The Commission V O T E D: to waive the provision of Article XVIII relative to Claims for Payment for Extra Work and approve Extra Work Claim No. 1, in the amount of \$1,094.34, for resetting shear lock limit switches and assisting in lubricating shear locks at Craigie Drawbridge.

3. Report of Messrs. Faucher and Machado, October 19, recommending the following on Contract No. P93-1682-C1A, with P. R. Johnson, Inc., for Replacement of Flood Control Pump Station Equipment -

(a) That work be accepted as completed as of August 29, 1993.

(b) That Estimate No. 4F (Final), in the amount of \$5,553.34, be approved for payment.

(c) That reserve, in the amount of \$22,434.26, be approved for payment.

(Basis of Award - \$490,600.00)

(Amount to Date - \$448,685.31)

(Contract Administration Rating - 3.33)

(EEO Compliance - 4.20)

The Commission V O T E D: that the work of P. R. Johnson, Inc., Contractor under Contract No. P93-1682-C1A, for Replacement of Flood Control Pump Station Equipment, be and hereby is accepted as completed as of August 29, 1993.

The Commission further V O T E D: to approve Estimate No. 4F (Final), in the amount of \$5,553.34, for payment.

The Commission further V O T E D: to approve release of reserve in the amount of \$22,434.26, for payment.

4. Report of Messrs. Faucher and Mayhew, October 21, recommending

the following on Contract No. P93-1664-C1A, with Gibson Roofs, Inc., for Roof Replacement on Pools in Somerville, Watertown and Brighton -

- (a) That work be accepted as completed as of July 26, 1993.
- (b) That Estimate No. 3F (Final), in the amount of \$32,893.65, be approved for payment.
- (c) That reserve, in the amount of \$5,616.25, be approved for payment.
 - (Basis of Award - \$ 77,700.00)
 - (Amount to Date - \$112,324.90)
 - (Contract Administration Rating - 4.16)
 - (EEO Compliance - 3.80)

The Commission V O T E D: that the work of Gibson Roofs, Inc., Contractor under Contract No. P93-1664-C1A, for Roof Replacement on Pools in Somerville, Watertown and Brighton, be and hereby is accepted as completed as of July 26, 1993.

The Commission further V O T E D: to approve Estimate No. 3F (Final), in the amount of \$32,893.65, for payment.

The Commission further V O T E D: to approve release of reserve in the amount of \$5,616.25, for payment.

1. Report of Messrs. Faucher and Arinella, October 21, recommending the following on Contract No. P90-1577-C12A, with Tar-Vel Roofing Co., Inc., for Removal and Replacement of Roofing and Flashing at Charles River Locks and Pump House, Boston/Charlestown -

- (a) That work be accepted as completed as of October 6, 1993.
- (b) That Estimate No. 2F (Final), in the amount of \$48,260.00, be approved for payment.
- (c) That reserve, in the amount of \$6,350.00, be approved for payment.
 - (Basis of Award - \$127,000.00)
 - (Amount to Date - \$127,000.00)
 - (Contract Administration Rating - 4.50)
 - (EEO Compliance - 4.60)

The Commission V O T E D: that the work of Tar-Vel Roofing Co., Inc., Contractor under Contract No. P90-1577-C12A, for Removal and Replacement of Roofing and Flashing at Charles River Locks and Pump House, Boston/Charlestown, be and hereby is accepted as completed as of October 6, 1993.

The Commission further V O T E D: to approve Estimate No. 2F (Final), in the amount of \$48,260.00, for payment.

The Commission further V O T E D: to approve release of reserve in the amount of \$6,350.00, for payment.

2. Report of Messrs. Faucher and McCalla, October 22, recommending approval of a revision in quantities on the following items on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC -

Item No. 031-010	\$ 183.00
Flourescent Lamp #772T12-C/W H/O	
Item No. 034-010	\$6,530.00
Mercury Vapor Lamp 250 Watt	
Item No. 042-010	\$1,885.00
Photo Cell	

Total - \$8,598.00

Secondly, the document outlines the procedures for reconciling the accounts. It states that a regular reconciliation process should be followed to identify and correct any discrepancies between the internal records and the external statements. This process is crucial for maintaining the accuracy of the financial statements.

Thirdly, the document addresses the issue of internal controls. It suggests implementing a system of checks and balances to prevent errors and fraud. This involves assigning specific responsibilities to different individuals and ensuring that there is a clear separation of duties.

Finally, the document concludes by stressing the importance of transparency and accountability. It encourages the organization to maintain open communication with stakeholders and to provide regular updates on the financial performance. This helps to build trust and ensures that the organization is operating in a responsible and ethical manner.

(Cost will be offset by unused quantities in Item No. 013-010 - 23'6" - Spun Aluminum Standards - Item No. 014-010 - 24'0" Aluminum Standard - Item No. 019-010 - Concrete Light Standard - Item No. 020-010 - 25'0" Aluminum Light Standard and Item No. 021-010 - 30'0" - Aluminum Light Standard).

The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of October 22, 1993.

1. Report of Messrs. Faucher and Haider, November 5, recommending the following on Contract No. P93-1667-C1A, with Carriere, Inc., for Replacing the Boiler Systems at the Nantucket Lightship and at Brush Hill (Stress House) Milton and Canton -
 - (a) That work be accepted as completed as of October 30, 1993.
 - (b) That Estimate No. 3 (Final), in the amount of \$5,855.80, be approved for payment.
 - (c) That reserve, in the amount of \$2,003.20, be approved for payment.

(Basis of Award - \$33,900.00)

(Amount to Date - \$40,064.00)

(Contract Administration Rating - 4.80)

(EEO Compliance - 4.75)

The Commission V O T E D: that the work of Carriere, Inc., Contractor under Contract No. P93-1667-C1A, for Replacing the Boiler Systems at the Nantucket Lightship and at Brush Hill (Stress House) Milton and Canton, be and hereby is accepted as completed as of October 30, 1993.

The Commission further V O T E D: to approve Estimate No. 3F (Final), in the amount of \$5,855.80, for payment.

The Commission further V O T E D: to approve release of reserve in the amount of \$2,003.20, for payment.

2. Report of Messrs. Faucher and Carrigan, November 12, recommending approval of the following on Contract No. P92-1651-C1A, with Bardon Trimount, Inc., for Resurfacing of Parkways at Various Locations Within the Metropolitan District -
 - (a) An extension of time from November 30, 1993 to June 30, 1994, as requested by the Contractor, due to conflicting construction work on abutting roadways.
 - (b) A revision in quantities on Item No. 033-010 - Transportation Vehicle - \$4,900.00, as requested by the Contractor, due to the necessity to provide vehicle for Commission personnel assigned to the project.
(Cost will be offset by unused quantities in Item No. 008-010 - Bituminous Concrete for Driveway and Patching).

The Commission V O T E D: to approve an extension of time from November 30, 1993 to June 30, 1994, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

The Commission further V O T E D: to approve the revision in quantities, as recommended by Messrs. Faucher and Carrigan in their report of November 12, 1993.

3. Report of Messrs. Faucher and Mayhew, November 8, recommending

approval of MRS Enterprises, Inc., as sub-contractor, for Division 7 thermal and moisture protection - Section 7B Insulated Metal Panels, at a cost of \$57,000.00, on Contract No. P93-1663-C1A, with Bay State Contracting Co., Inc., for Installation of Metal Insulated Wall Panels at the Walter D. Bryan Rink, West Roxbury and William A. Connell, Sr. Memorial Rink and Pool, Weymouth.

The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Ms. Zilligen, November 2, submitting for approval Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project for Emergency Repairs to Stabilize the Historic Barn at Stillwater Farm, Sterling. Estimated Cost \$30,000.00. Account No. 2420-1400. The Commission V O T E D: Approved.
2. Report of Mr. McGinn and Ms. Crocker, November 15, submitting for approval and execution an amendment to Contract-Agreement No. WM93-012-S1A, with McGregor & Shea, Attorneys at Law, P.C., for Drafting Model Bylaws for Watershed Protection, which provides for an extension of time from November 30, 1993 to June 30, 1994, due to the need to incorporate revisions to Title 5 regulations. (At no increase in Contract cost). The Commission V O T E D: Approved. The Secretary then submitted for signature Amendment, dated November 18, 1993, with McGregor & Shea, Attorneys at Law, which was signed by the Commissioner and three Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from October 18, 1993 to October 25, 1993.

Expenditures	\$401,573.22
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Adjourned at 11:55 a.m., to meet on Thursday, December 2, 1993, at 10:00 a.m.

William A. Connell
S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Third (3673rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, December 2, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on October 28, 1993 were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement No. WM94-003-S1A, dated December 2, 1993, with Goodkind & O'Dea, Inc., for Remedial Study for Public Safety Considerations, Beaman Street Bridge, West Boylston.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher, Brooks and Traficante, November 17, recommending approval of the following on Contract No. P92-1630-C2A, with Boston Graving Dock Corporation, for Removal of the Tug Boats "Luna" and "Venus" from the Charles River Basin -
 - (a) Extra Work Order No. 1 - in the lump sum amount of \$35,575.00 - to raise and dry dock the "Luna" and structural and hazardous assessment of the "Luna", with an upset limit of \$10,000.00, for a total of \$45,575.00.
 - (b) Extra Work Order No. 2 - in the lump sum amount of \$36,250.00 - for disposal of the "Luna" at sea.
 - (c) Approval and authorization for DCPO to remove certain hazardous waste from the tug boats "Luna" and "Venus", at an estimated cost of \$100,000.00, with MDC reimbursing DCPO for said costs.

Account No. 2449-7350.

Mr. Traficante briefed the Commission on the current status of the tug boats. He then introduced Paul Holtz of the Massachusetts Historical Commission, Michael Cannizzo of the Boston Landmark Commission, Henry Moss of Historic Boston and Charles Welsh of the Luna Preservation Society appearing in support of the recommended action.

Mr. Welsh stated that the Luna Preservation Society stands ready to take the Luna if it is determined after survey that the vessel will float. He noted that the Boston Redevelopment Authority has agreed to provide space for the Luna in Charlestown.

Associate Commissioner Carr stated that he did not feel that the Commission has any alternative, based on information received, but to proceed with the Extra Work Orders.

Noting that the raising of the Luna will not be included in Extra Work Order No. 1, but will be carried out by Boston Graving Dock Corporation, Associate Commissioner Carr requested that the Secretary be provided with a new memorandum of recommendation which deletes the word raise from the fourth paragraph of Messrs.

Faucher, Brooks and Traficante's recommendation to the Commission dated November 17, 1993.

Associate Commissioner Carr further requested that the Division report back to the Commission as quickly as possible with a recommendation to either dispose of the Luna at sea or to deliver the Luna to the Luna Preservation Society.

The Commission V O T E D: to approve Extra Work Order No. 1, in the lump sum amount of \$35,575.00 - to raise and dry dock the "Luna" and structural and hazardous assessment of the "Luna", with an upset limit of \$10,000.00, for a total of \$45,575.00.

The Commission further V O T E D: to approve Extra Work Order No. 2A, in the lump sum amount of \$36,250.00 - for disposal of the "Luna" at sea.

The Commission further V O T E D: Approval and authorization for DCPO to remove certain hazardous waste from the tug boats "Luna" and "Venus", at an estimated cost of \$100,000.00, with MDC reimbursing DCPO for said costs, as recommended by Messrs. Faucher, Brooks and Traficante in their report of November 17, 1993.

1. Report of Messrs. Faucher and Lenhardt, November 10, recommending the following on Contract No. P93-1677-C1A, with M. L. Young Painters, Inc., for Bridge Painting 1, Charles River District -
 - (a) That work be accepted as completed as of October 15, 1993.
 - (b) That Estimate No. 4 (Final), in the amount of \$11,088.40, be approved for payment.
 - (c) That reserve, in the amount of \$18,234.00, be approved for payment.
 - (Basis of Award - \$390,000.00)
 - (Total to Date - \$364,680.00)
 - (Contract Administration Rating - 4.33)
 - (EEO Compliance - 5.00)

The Commission V O T E D: that the work of M. L. Young Painters, Inc., Contractor under Contract No. P93-1677-C1A, for Bridge Painting 1, Charles River District, be and hereby is accepted as completed as of October 15, 1993.

The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of \$11,088.40, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$18,234.00, for payment.

2. Report of Messrs. Faucher and Yuan, November 19, recommending approval of Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project No. P94-1711-C1A, for Parapet Repair, Bowker Interchange, Boston.
 - Estimated Cost \$45,000.00.
 - Time for Performance two months.
 - Account No. 2490-8916.The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

3. Report of Messrs. Faucher and Haider, November 19, recommending the following on Contract No. P94-1703-M1A, with Patrick J. Kennedy and Sons, Inc., for Interim HVAC Maintenance Service at Various MDC Facilities -

- (a) That work be accepted as completed as of November 10, 1993.
- (b) That Estimate No. 1 (Final), in the amount of \$4,745.25, be approved for payment.
- (c) That reserve, in the amount of \$249.75, be approved for payment.

(Basis of Award - \$4,995.00)

(Amount to Date - \$4,995.00)

(Contract Administration Rating - 5.00)

(EEO Compliance - N/A)

The Commission V O T E D: that the work of Patrick J. Kennedy and Sons, Inc., Contractor under Contract No. P94-1703-M1A, for Interim HVAC Maintenance Service at Various MDC Facilities, be and hereby is accepted as completed as of November 10, 1993.

The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of \$4,745.25, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$249.75, for payment.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Messrs. McGinn and Robert O'Connor, November 23, requesting approval of a Contract with Boston University (Department of Archaeology), to Complete an Inventory of Historic Resources at the Prescott Peninsula, Quabbin Reservoir. Cost not to exceed \$10,000.00. Time for Performance January 1, 1994 to June 30, 1994. Account No. 2420-1400. The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Recreational Facilities and Programs Division:

2. Report of Ms. Connolly, November 17, submitting for approval and execution Agreement with Charles River Recreation, Inc., for Providing Cross Country Skiing at the Leo J. Martin Golf Course, Weston, for the period from December 6, 1993 through March 12, 1994. The Commission V O T E D: Approved. The Secretary then submitted for signature Contract, dated December 2, 1993, with Charles River Recreation, Inc., for Providing Cross Country Skiing at the Leo J. Martin Golf Course, Weston, for the period from December 6, 1993 through March 12, 1994, which was signed by the Commissioner and three Associate Commissioners.
3. Report of Ms. Connolly, November 24, submitting for approval and execution Permit-Agreement with Recreational Sports, Inc., for Operation of the Blue Hills Ski Area, Canton, for the period from December 2, 1993 to April 24, 1994. Ms. Connolly explained that with the exception of an increase in compensation all other terms and conditions of the Permit-Agreement remain the same as last year. At this point, Stuart A. Beers, President of Recreational Sports, Inc., requested that he be permitted to pay \$5,000.00 on receipt

of the 1993-1994 Permit and \$5,000.00 within 30 days of Permit execution. On questioning by the Commission, Ms. Connolly stated she did not have a problem with the payment schedule as requested by Mr. Beers.

The Commission V O T E D: Approved as outlined in the Permit-Agreement with the understanding that Recreational Sports will pay \$5,00.00 on receipt of the Permit-Agreement, \$5,000.00 by January 3, 1994 and payment of 5% of all gross revenues in excess of \$500,000.00 shall be made no later than 30 days after the term of the Permit-Agreement expires on April 24, 1994.

Mr. Jewett was then asked by the Commission to prepare an addendum for the Permit-Agreement outlining the new payment schedule.

The Secretary then submitted for signature Permit-Agreement, dated December 2, 1993, with Recreational Sports, Inc., for Operation of the Blue Hills Ski Area, Canton, for the period from December 2, 1993 to April 24, 1994, which was signed by the Commissioner and three Associate Commissioners.

1. Presentation by Edward Bates, Deputy Director of the Metropolitan Area Planning Council, relative to the future of Peddocks Island. The Commission V O T E D: Held Over at the request of the Metropolitan Area Planning Council.

The following matters were placed on the agenda for the information of the Commission:

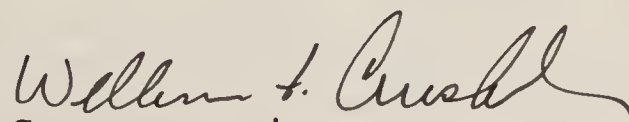
2. The following schedules were approved for payment by the Commissioner during the period from October 25, 1993 to November 1, 1993.

Expenditures	\$582,715.04
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3. The following schedules were approved for payment by the Commissioner during the period from November 1, 1993 to November 8, 1993.

Expenditures	\$1,697,413.71
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Adjourned at 11:50 a.m., to meet on Thursday, December 9, 1993, at 10:00 a.m.


S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Fourth (3674th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, December 9, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on November 4, 1993 were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Lenhardt, November 30, recommending approval of the following on Contract No. P80-0826-C1A, with M. DeMatteo Construction Co., for Repairs to approaches to Huntington Avenue Overpass -

(a)	Alteration No. 3	\$22,006.80
	Revised Traffic Management	
(b)	Extra Work Order No. 3	\$63,000.00
	Remove and Replace Approach Slabs	
(c)	Extra Work Order No. 4	\$ 652.15
	Excavate Access Under Viaduct	
(d)	Revision in Quantities	\$ 1,260.00
	Item No. 006-040 - Frames and Covers	

At a total cost of \$86,918.95

Account No. 2490-8911.

The Commission V O T E D: to approve Alteration No. 3, in the amount of \$22,006.80, for Revised Traffic Management.

The Commission further V O T E D: to approve Extra Work Order No. 3, in the amount of \$63,000.00, to Remove and Replace Approach Slabs.

The Commission further V O T E D: to approve Extra Work Order No. 4, in the amount of \$652.15, to Excavate Access Under Viaduct.

The Commission further V O T E D: to approve a Revision in Quantities, in the amount of \$1,260.00, on Item No. 006-040 - Frames and Covers, as recommended by Messrs. Faucher and Lenhardt in their report of November 30, 1993.

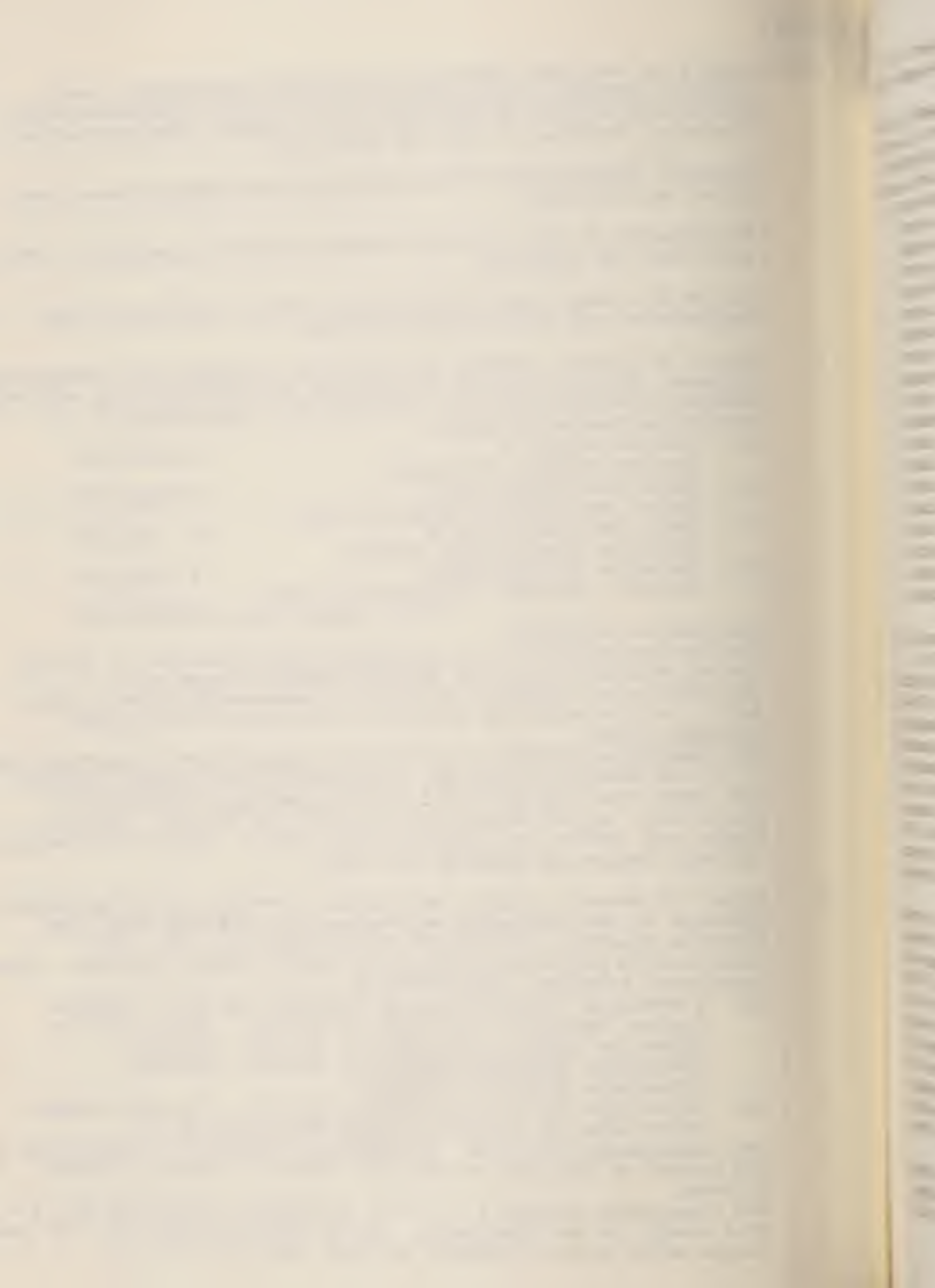
2. Report of Messrs. Faucher and Soroka, November 30, recommending approval of the following on Contract No. P93-1665-C1A, with Coviello Electric and General Contracting Co., Inc., for Construction and Reconstruction of Traffic Signal Systems - Three Locations, Brighton, Massachusetts

- (a) a revision in quantities on Item No. 029-010 - Traffic Control Systems - at a cost of \$700.00. (Cost will be offset by unused quantities in Item No. 024-020 - Bituminous Concrete Binder and Item No. 024-030 - Bituminous Concrete Surface).

- (b) Alteration No. 2 - a credit of \$243.00 - for pole clamps which were not needed on Extra Work Order No. 2.

The Commission V O T E D: to approve a revision in quantities in the amount of \$700.00, on Item No. 029-010 - Traffic Control Systems.

The Commission further V O T E D: to approve Alteration No. 2 - at a credit to the Commission, in the amount of \$243.00, for pole clamps which were not needed on Extra Work Order No. 2.



2 - at a credit to the Commission, in the amount of \$243.00, for pole clamps which were not needed.

1. Report of Messrs. Faucher and Mayhew, November 1, recommending approval of the following on Contract No. P93-1688-C1A, with G & R Construction, Inc., for Improvements to the Sgt. Paul W. Cronin Memorial Rink, Revere, Massachusetts -

(a) Extra Work Order No. 2	
Item No. 3	\$ 1,800.00
Replace portion of rink base slab	
Item No. 4	\$13,312.00
Furnish and install new fire alarm system	
Item No. 5	\$ 1,107.00
Revision to referee room	
Item No. 6	\$ 1,749.00
Replace concrete walk to front entrance	
Item No. 7	\$ 1,545.00
Relocate vent piping	
Item No. 8	\$ 856.00
Install additional header trench supports	
Item No. 9	\$ 2,362.00
Install two windows in manager's office	
Item No. 10	\$ 4,068.00
Paint service building ceiling	
Item No. 11	\$ 8,299.00
Revision to bleachers	

Total - \$35,098.00

- (b) An extension of time from October 1, 1993 to November 19, 1993.

(Funds for Extra Work Order No. 2 are available in Account No. 2440-0011).

The Commission V O T E D: to approve Extra Work Order No. 2, in the amount of \$35,098.00.

The Commission further V O T E D: to approve an extension of time, from October 1, 1993 to November 19, 1993, as recommended by Messrs. Faucher and Mayhew in their report of November 1, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Higgott, December 6, submitting for approval Project Justification, Project Summary, Work Schedule and requesting authorization to solicit proposals for Project No. P94-1712-D1A - Georges Island Seawall Restoration.

Cost not to exceed \$50,000.00.

Account No. 2440-8889.

The Commission V O T E D: Approved.

The Commission further V O T E D: Authorization to solicit proposals for Project No. P94-1712-D1A - Georges Island Seawall Restoration, as requested by Messrs. Faucher and Higgott in their report of December 6, 1993.

3. Report of Messrs. Faucher and Lenhardt, December 7, recommending approval of a First Amendment to Contract-Agreement No. P93-1671-S1A with Simpson Gumpertz & Heger, Inc., for Emergency

Structural Investigation and Study of the Storrow Drive Tunnel, which increases contract cost by \$26,000.00 to cover additional design and construction services.

Account No. 2490-8910.

The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Division of Watershed Management:

1. Report of Messrs. McGinn and Robert O'Connor, December 1, on proposals for the purchase of forest products located on the Quabbin, Ware River, Wachusett and Sudbury Watersheds.
The Commission V O T E D: to accept the only bid received, that of T. Jepson & Son, in the amount of \$1,000.00; to purchase approximately 24,150 board feet of timber and 500 tons of pulp on Timber Sale No. 108 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Larry Day, of \$2,625.00; to purchase approximately 3,180 board feet of timber and 126 cords of firewood on Timber Sale No. 109 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Bosse Logging, of \$650.00; to purchase approximately 23,050 board feet of timber on Timber Sale No. 13 - Sudbury Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Douglas Williams, of \$200.00; to purchase approximately 40 cords of firewood on Timber Sale No. 659A - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Leclerc & Son, of \$4,000.00; to purchase approximately 127,200 board feet of timber and 21 cords of firewood on Timber Sale No. 661 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Scott Chaffee, of \$1,345.00; to purchase approximately 17,000 board feet of timber and 24 cords of firewood on Timber Sale No. 662 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Scott Chaffe, of \$13,312.25; to purchase approximately 175,250 board feet of timber, 25 cords of firewood, and 13 cords of pulp in tops on Timber Sale No. 663 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Heyes Forest Products, of \$12,610.60; to purchase approximately 143,585 board feet of timber, 113 cords of firewood and 31 cords of pulp on Timber Sale No. 664 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Conkey Logging & Lumber, of \$300.00; to purchase approximately 33 cords of firewood on Timber Lot No. 665 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Curtis Lumber, of \$28,866.00; to purchase approximately 279,977 board feet of processed timber, 66 cords of processed firewood and 933 tons of processed pulp on Timber Lot No. FOR 6 - Quabbin Reservoir Watershed.

b

The Commission further V O T E D: to accept the highest qualified bid, that of Scott Chaffee, of \$5,945.54; to purchase approximately 61,400 board feet of timber and 32 cords of firewood on Timber Lot No. 667 - Quabbin Reservoir Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Bill Ellsworth, of \$8,090.95; to purchase approximately 148,535 board feet of timber on Timber Lot No. 146B - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Bill Ellsworth, of \$5,585.63; to purchase approximately 90,060 board feet of timber and 58 cords of firewood on Timber Lot No. 190A - Ware River Watershed.

The Commission further V O T E D: to accept the only qualified bid, that of Paul Davis, of \$3,000.00; to purchase approximately 90,640 board feet of timber and 84 cords of firewood on Timber Lot No. 218 - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Paul Lamoureux, of \$1,900.00; to purchase approximately 16,470 board feet of timber and 167 cords of firewood on Timber Lot No. 219 - Ware River Watershed.

The Commission further V O T E D: to accept the highest qualified bid, that of Paul Lamoureux, of \$3,430.00; to purchase approximately 39,410 board feet of timber and 92 cords of firewood on Timber Lot No. 220 - Ware River Watershed.

1. Presentation by Edward Bates, Deputy Director of the Metropolitan Area Planning Council, relative to the future of Peddocks Island. Mr. Bates addressed the Commission and outlined two options for reuse of Peddocks Island. The first option, he noted, would be establishment of a recreation island by a private developer which would include an 18 hole golf course, 3 or 4 restaurants, a health spa, sailing school and a 100 to 150 room hotel. The second option, Mr. Bates explained, would be a public resort with a rental lodge and cabins, or a primitive resort with lean-toos rather than cabins. Both of these plans would offer camping and public restrooms and showers, he explained. He then pointed out that there would be some opportunities for private investment through the operation of a concession for food service and sailing schools. In closing, Mr. Bates noted that much work still remains before a final recommendation can be made by the Metropolitan Area Planning Council regarding the future of Peddocks Island. The matter was placed on file.

Action was taken upon the following Various Matter:

2. Report of Mrs. O'Brien, December 7, recommending that the Commission vote to amend its action of November 4, 1993 and grant permission to Boston Duck Tours L. P., to operate its sightseeing vehicles on an additional roadway, Charles River Dam Road, between Leverett Circle and the intersection of Land Boulevard and O'Brien Highway. The Commission V O T E D: to amend its action of November 4, 1993 and grant permission to Boston Duck Tours L. P., to operate its sightseeing vehicles on an additional roadway, Charles River Dam

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Road, between Leverett Circle and the intersection of Land Boulevard and O'Brien Highway, as recommended by Mrs. O'Brien in her report of December 7, 1993.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, December 6, recommending that the Commission vote to declare that parcel of land comprising 6,868 square feet or 0.17 acres, and located in the City of Marlborough, as referenced in Chapter 459 of the Acts of 1991, surplus to the needs of the Metropolitan District Commission, subject to the terms and conditions prescribed by this Commission.
The Commission V O T E D: to declare that parcel of land comprising 6,868 square feet or 0.17 acres, and located in the City of Marlborough, as referenced in Chapter 459 of the Acts of 1991, surplus to the needs of the Metropolitan District Commission, subject to the terms and conditions prescribed by this Commission.

The following matters were placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from November 8, 1993 to November 15, 1993.
Expenditures \$203,362.70
3. The following schedules were approved for payment by the Commissioner during the period from November 15, 1993 to November 22, 1993.
Expenditures \$739,010.09

Adjourned at 11:40 a.m., to meet on Thursday, December 16, 1993, at 10:00 a.m.

William F. Cusack
S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Fifth (3675th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, December 16, 1993 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on November 18, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. First Amendment, dated December 16, 1993, to Contract-Agreement No. P93-1671-S1A, with Simpson Gumpertz & Heger, Inc., for Emergency Structural Investigation and Study of the Storrow Drive Tunnel.
2. Agreement, dated December 16, 1993, with the City of Quincy for the Town Brook Flood Control Project.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Kirwin, December 1, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P94-1708-M1A, Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts.
Estimated Cost - \$480,000.00.
Time for Performance - 24 months.
(Funding for fiscal years other than current year contingent upon funds being available through annual budgetary appropriation).
Account No. 2444-9001-12.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
4. Report of Messrs. Faucher and McCalla, December 10, recommending approval of a revision in quantities on Contract No. P92-1645-M1A, with Electronic Service Comp., of America, for Electronic Sound System Maintenance Work at Various Locations, on Item No. 5 - Material Components Parts, at an increase cost of \$14,000.00, to provide emergency lighting systems at the Ulin and Murphy Skating Rinks.
Account No. 2440-8885.
The Commission V O T E D: Approved.
5. Report of Mr. Jackson, December 8, requesting approval of budget for Project No. P93-1678-X2A, for Procurement of Materials and Services - 1994 Massachusetts Horticultural Society Flower Show.
Estimated Cost \$30,000.00.
Account No. 2448-0000.
The Commission V O T E D: Approved.
6. Report of Messrs. Baratta and Jackson, December 8, submitting for

approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P92-1628-C3A, 1994 Parkway Landscape Improvements.

Estimated Cost \$250,000.00.

Account No. 2490-8910.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

1. Report of Messrs. Baratta, Faucher and Jackson, December 8, requesting approval of Extra Work Order No. 2, in the amount of \$31,995.90, for landscape improvements along Storow Drive related to installation of the Centennial Fountain and selective clearing and pruning at sites in Weymouth and Waltham, on Contract No. P92-1628-C2B, with J. J. Phelan & Son Co., Inc., for 1993 Parkway Landscape Improvements.
(Cost will be offset by unused quantities relating to Traffic Control Services and unused funds from Extra Work Order No. 1, including pruning in Watertown, plantings, and turf renovation on the Arborway).
The Commission V O T E D: to approve Extra Work Order No. 2, in the amount of \$31,995.90.
2. Report of Messrs. Faucher and Lenhardt, December 2, recommending approval of the following on Contract No. P82-1128-C1A, with E T & L Construction Corp., for Replacement of Aberjona River Bridge -
 - (a) **Alteration No. 2** **\$ 4,638.24**
to Item No. 040-060 - Bridge Structure
- for the furnishing and installation of
neoprene rubber shims needed for the proper
alignment of the wooden sidewalk.
 - (b) **Revisions in Quantities**
 - Item No. 019-010 **\$ 9,600.00**
Engineer's Field Office
 - Item No. 033-010 **\$ 2,500.00**
2" Electrical Conduit

Total - \$16,738.24

(No additional funding is required as Item No. 037-010 - Police Services, will underrun sufficiently to cover the cost of this work).
The Commission V O T E D: to approve Alteration No. 2, in the amount of \$4,638.24.
The Commission further V O T E D: to approve the revisions in quantities, as recommended by Messrs. Faucher and Lenhardt in their report of December 2, 1993.
3. Report of Messrs. Faucher and Lenhardt, December 7, requesting Commission approval to remove restrictions to the Aberjona River Bridge, Mystic Valley Parkway (MDC-449-004-100), Winchester, as follows -
 1. That the four (4) ton weight restriction be removed for the Aberjona River Bridge (MDC-449-004-100).
 2. That the truck prohibition be removed from the Aberjona River Bridge (MDC-449-004-100).
 3. That the Aberjona River Bridge (MDC-449-004-100) be placed under Reservations and Parkways Rules and Regulations Restrictions.

The Commission V O T E D: Approved as requested by Messrs. Faucher and Lenhardt in their report of December 7, 1993.

1. Report of Messrs. Faucher and Higgott, December 9, recommending the following on Contract No. P82-0A04-C2A, with D. F. Frangioso & Company/D & R Equipment, for United Waste Company Dam (Centennial Dam), Mother Brook, Phase II Repairs, Dedham, Massachusetts -
 - (a) Amend the Commission vote of December 9, 1993, approving Extra Work Order No. 7 - for a commemorative plaque, from \$1,127.72 to \$1,285.27, due to an increase in plaque size.
 - (b) Approve an extension of time from December 31, 1993 to January 31, 1994, as requested by the Contractor, to ensure delivery during the contract time and to allow time for installation of the plaque.

The Commission V O T E D: to amend its vote of December 9, 1993, approving Extra Work Order No. 7 - for a commemorative plaque, from \$1,127.72 to \$1,285.27, due to an increase in plaque size. The Commission further V O T E D: to approve an extension of time from December 31, 1993 to January 31, 1994, as recommended by Messrs. Faucher and Higgott in their report of December 9, 1993, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Higgott, December 10, submitting for approval Project Justification, Project Summary and Work Schedule, for Contract No. P82-1112-D2A, Peddocks Island Pier Replacement, and requesting permission to prepare a final contract for the proposed Hayden/Wegman scope of services. Cost \$227,962.00.
Time for Performance 30 months from Notice to Proceed.
Account No. 2440-8889.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Higgott, December 8, submitting for approval Project Justification, Project Summary and Work Schedule and requesting permission to advertise Design Contract No. P94-1713-D1A, for Nantasket Seawall Reconstruction, Quincy Shore Drive and Wollaston Beach Rehabilitation.

Nantasket Seawall Reconstruction	-	\$230,000.00
Acct. No. 2440-8885.		
Quincy Shore Drive and Wollaston	-	\$100,000.00
Beach Rehabilitation		

Account No. 2490-8915.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

4. Report of Mr. Faucher and Miss Peterson, December 8, recommending approval of a Fifth Amendment to Contract No. P82-1054-D1F, with Edwards & Kelcey, Inc., for Engineering Services for Upgrading and Rehabilitation of the MDC Charles Circle Bridges #57A and #57B - which calls for an increase in the scope of services, wage rates and sub-consultant overhead at a total increase in the

upset limit of the Contract from \$231,230.92 to \$311,830.92.
Account No. 2490-0009.
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the
Planning Division:

1. Report of Mrs. O'Brien, November 30, recommending the following
on Contract-Agreement No. PL92-024-S2A, with Casendino & Company,
for Professional Services to the Joint Commission on the Future
of Beaches of Boston Harbor -
 - (a) That work be accepted as completed as of November 1,
1993.
 - (b) That Estimate No. 1 (Final), in the amount of \$2,317.50,
be approved for payment.
 - (c) That reserve, in the amount of \$257.50, be approved for
payment.

(Original Contract Cost - \$2,575.00)

(Final Contract Cost - \$2,575.00)

(Overall Contract Performance Rating - 9.00 with 10.00
being excellent)

The Commission V O T E D: that the work of Casendino & Company,
Consultant under Contract-Agreement No. PL92-024-S2A, for
Professional Services to the Joint Commission on the Future of
Beaches of Boston Harbor, be and hereby is accepted as completed
as of November 1, 1993.

The Commission further V O T E D: to approve Estimate No. 1
(Final), in the amount of \$2,317.50, for payment.

The Commission further V O T E D: to approve release of reserve,
in the amount of \$257.50, for payment.

Action was taken upon the following Various Matter:

2. Report of Messrs. Hedlund and Duffy, December 9, submitting for
approval Work Schedule, Project Summary and Project Justification
and requesting permission to advertise Project No. P94-1716-M1A,
Cleaning Services for M.D.C. Headquarters Building, Boston,
Massachusetts.

Estimated Cost \$98,000.00.

Time for Performance - 2 years.

(Funds for this project are available under Account No.
2440-0010-NN-6000 for FY94 but will be subject to appropriation
for FY95 and FY96 as the contract duration shall continue thru
December 31, 1995).

The Commission discussed at length the proposed project for
Cleaning Services at the MDC Headquarters Building. Following
the discussion, the Commission requested additional information
concerning the number of employees currently assigned to building
maintenance function at 20 Somerset Street, their total salaries
and fringe benefits, job responsibilities and any other pertinent
information which may be available. In addition, the Commission
requested further clarification of the Project Alternatives as
outlined in the Project Summary Form.

Associate Commissioner Carr noted that with the background
information presently available, he could not vote to approve

award of a Contract for the project. He then stated that Commission approval of the project, and its advertising for bids, is just one of several steps which must be taken before the Contract is presented to the Commission for award. By the time the project is recommended for award, he noted, the Commission will have further information to assist in determining the cost effectiveness of having the building cleaning services performed by an outside contractor.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, December 16, 1993, recommending that the Commission declare that parcel of land comprising 10,789 square feet and located in the Town of Weston and being a portion of the Leo Jerome Martin Memorial Golf Course, as referenced in Chapter 537 of the Acts of 1991, and in section 254 of Chapter 110 of the Acts of 1993, surplus to the needs of the Metropolitan District Commission, subject to the terms and conditions prescribed by this Commission.
The Commission V O T E D: to declare that parcel of land comprising 10,789 square feet and located in the Town of Weston and being a portion of the Leo Jerome Martin Memorial Golf Course, as referenced in Chapter 537 of the Acts of 1991, and in section 254 of Chapter 110 of the Acts of 1993, surplus to the needs of the Metropolitan District Commission, subject to the terms and conditions prescribed by this Commission.
The Commission further V O T E D: as a condition to the surplus, the recipient of this leasehold interest shall submit construction plans to the Recreational Facilities Director and the Chief Engineer for review and approval prior to proceeding with any construction on the property.
2. Report of Mr. Gray, December 16, recommending that the Commission adopt an Order of Taking for acquisition of approximately 33.451 acres of land owned by Davis Dairy, Inc., located in the Town of Princeton, Massachusetts, and to approve an award of damages in the amount of \$83,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 33.451 acres of land owned by Davis Dairy, Inc., located in the Town of Princeton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, December 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Princeton off the southwesterly side of Redemption Rock Road, bounded and described as follows:

BEGINNING at a point in the centerline of the Stillwater River at the town line between the Towns of Princeton and Sterling;

THENCE	northeasterly and southwesterly by the centerline of said river to a point at land of Peterson;
THENCE	N. 34° 32' 24" W., 130.00 feet;
THENCE	S. 45° 03' 23" W., 282.22 feet;
THENCE	S. 44° 35' 59" W., 381.95 feet, the last three distances by land of said Peterson;
THENCE	S. 43° 56' 08" W., 425.30 feet by land of The Commonwealth;
THENCE	S. 44° 48' 33" W., 249.12 feet, by land of GRC Associates;
THENCE	N. 28° 23' 21" W., 155.74 feet, by land of Warren;
THENCE	N. 27° 56' 38" W., 236.26 feet;
THENCE	N. 28° 48' 23" W., 281.50 feet;
THENCE	N. 28° 53' 41" W., 223.98 feet;

THENCE N. 28° 44' 24" W., 497.20 feet, the last four
distances by land of said Warren;
THENCE N. 76° 36' 38" E., 272.62 feet by land of Hubbard;
THENCE N. 76° 55' 07" E., 375. feet;
THENCE N. 74° 31' 14" E., 23.52 feet;
THENCE N. 77° 03' 49" E., 210.88 feet;
THENCE N. 66° 07' 04" E., 14.00 feet;
THENCE N. 77° 45' 04" E., 220.91 feet;
THENCE N. 75° 36' 09" E., 106.23 feet;
THENCE N. 75° 31' 25" E., 66.61 feet to the point of
beginning, in the centerline of said river.

Containing 33.451 acres, more or less, and shown as Lot 2 on
a plan entitled "Commonwealth of Massachusetts, Metropolitan
District Commission, Division of Watershed Management,
Princeton (Worcester County), Mass., Land Taking Plan for
Watershed Protection", prepared for Schofield Brothers,
Inc., dated June 18, 1992, which plan shall be recorded at a
later date with the Worcester District Registry of Deeds.

Being a portion of the property conveyed to Davis Dairy,
Inc., by deed dated May 10, 1991, and recorded with said
Deeds in Book 13391, Page 252.

Meaning and intending to take hereby the above premises,
howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue
of the same powers, the said Metropolitan District
Commission does hereby order the taking of and does hereby
take in the name and for the benefit of the Commonwealth of
Massachusetts, for the purposes of said acts and provisions,
all trees on said land and structures affixed to said land,
with the exception of the poles, wires, cables, conduits,
pipes and their appurtenances, for the conveyance of water,
sewage, steam, gas and electricity, and for the transmission
of telephone and telegraph communications and data or
signals by electrical or electronic or electromagnetic means
of any kind, now lawfully in or upon said land, and
excluding all easements of record on, over, under, across
and through said land.

The second part of the document addresses the issue of data security. It highlights the need to protect sensitive information from unauthorized access and disclosure. To this end, the document recommends the implementation of robust security measures, such as encryption and access controls, to ensure the integrity and confidentiality of the data.

The third part of the document focuses on the importance of regular audits and reviews. It states that periodic audits are necessary to verify the accuracy of the records and to identify any potential discrepancies or errors. The document also provides guidance on how to conduct these audits effectively, including the selection of independent auditors and the use of clear audit criteria.

In conclusion, the document reiterates the significance of these practices for the overall success and credibility of the organization. It encourages all staff members to adhere strictly to the outlined procedures and to maintain a high level of vigilance in their record-keeping and data management responsibilities.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Davis Dairy, Inc.	\$ 83,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$83,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, December 16, recommending that the Commission adopt an Order of Taking for acquisition of approximately 30.99 acres of land owned by James Tiemeyer, located in the Town of Boylston, Massachusetts, and to approve an award of damages in the amount of \$231,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 30.99 acres of land owned by James Tiemeyer, located in the Town of Boylston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, December 16, 1993.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Boylston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in the Town of Boylston on the southerly side of Main Street (Route 70), and bounded and described as follows:

Beginning at the northeasterly corner of the parcel along the southerly sideline of Main Street at an MDC concrete bound, said bound being N. 52 degrees 54' 04" E. and 148.55 feet from Worcester County Highway bound:

Thence S. 23 degrees 32' 40" E. along land of James Tiemeyer 502.22 feet to a drill hole;

Thence S. 15 degrees 19' 40" W. along land of said Tiemeyer 64.60 feet to a drill hole;

Thence S. 11 degrees 39' 28" W. along land of said Tiemeyer 145.82 feet to a drill hole;

Thence S. 11 degrees 11' 29" W. along land of said Tiemeyer 172.32 feet to a drill hole;

Thence S. 05 degrees 21' 02" W. along land of said Tiemeyer
128.42 feet to a drill hole;

Thence S. 07 degrees 56' 03" W. along land of said Tiemeyer
282.48 feet to a drill hole;

Thence S. 07 degrees 25' 31" W. along land of said Tiemeyer
157.95 feet to a drill hole;

Thence S. 31 degrees 14' 51" E. along land of said Tiemeyer
302.24 feet to a drill hole set in ledge out crop;

Thence S. 45 degrees 26' 41" E. along land of said Tiemeyer
298.41 feet to a drill hole set in ledge out crop;

Thence S. 47 degrees 03' 09" W. along land now or formerly
of Bradford 273.31 feet to a drill hole set;

Thence S. 49 degrees 12' 16" W. along land now or formerly
of John W. Lawrence, Jr., and Helen E. Lawrence 266.19 feet
to a concrete bound;

Thence N. 24 degrees 52' 49" W. along land of the
Commonwealth of Massachusetts 312.22 feet to a concrete
bound;

Thence N. 59 degrees 56' 30" W. along land of said
Commonwealth 73.00 feet to a drill hole;

Thence N. 35 degrees 29' 34" W. along land of said
Commonwealth 403.25 feet to a concrete bound;

Thence N. 25 degrees 18' 06" W. along land of said
Commonwealth 491.23 feet to a stone bound;

Thence N. 25 degrees 19' 43" W. along land of said
Commonwealth 344.12 feet to a stone bound;

Thence N. 11 degrees 52' 59" W. along land of said
Commonwealth 364.59 feet to an MDC concrete bound on the
southerly sideline of Main Street;

Thence N. 71 degrees 33' 30" E. along the southerly sideline
of Main Street 30.17 feet to an MDC concrete bound;

Thence along the southerly sideline of Main Street along a curve to the left with a radius of 2,430.00 feet, 791.28 feet to a Worcester County Highway bound;

Thence N. 52 degrees 54' 04" E. along the southerly sideline of Main Street 148.55 feet to the point of beginning.

Containing approximately 30.99 acres, as shown on a plan of land entitled "Land Taking Plan for Watershed Protection, Boylston (Worcester County) Mass., Commonwealth of Massachusetts, Metropolitan District Commission," dated June 21, 1993, which plan shall be recorded with Worcester District Registry of Deeds either with this order or at a later date, and made a part hereof.

Being a portion of the property conveyed to James Tiemeyer by a deed dated September 12, 1958, and recorded with said Deeds in Book 3969, Page 57.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Main Street (Route 70) which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
James Tiemeyer	\$ 231,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$231,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from November 22, 1993 to November 29, 1993.

Expenditures	\$341,067.64
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2. The following schedules were approved for payment by the Commissioner during the period from November 29, 1993 to December 6, 1993.

Expenditures	\$816,465.02
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Adjourned at 11:45 a.m., to meet on Thursday, January 6, 1994, at 10:00 a.m.


S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Sixth (3676th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, January 6, 1994 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, and Settles.

The Records of the Commission Meeting held on December 2, 1993 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and two Associate Commissioners:

1. Contract-Agreement, dated January 6, 1994, with Cruwys Electrical Contracting, Inc., for Peddocks Island Photovoltaic Project.
2. Contract-Agreement, dated January 6, 1994, with Boston University (Department of Archaeology), to Complete an Inventory of Historic Resources at the Prescott Peninsula, Quabbin Reservoir.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Mr. Faucher, December 20, on bids for Servicing Traffic Signal and Control Systems Charles River Basin Districts (24 Months Maintenance Contract).
(Mr. Faucher recommends acceptance of the lowest bid received, that of Coviello Electric and General Contracting Co., Inc., of \$478,462.50).
The Commission V O T E D: to accept the lowest bid received, that of Coviello Electric and General Contracting Co., Inc., of \$478,462.50.
4. Report of Mr. Faucher and Miss Peterson, December 2, recommending the following on Contract No. P82-1051-C3A, with Narayana Construction Corporation, for Craigie Drawbridge Deck Replacement, Boston -
 - (a) That work be accepted as completed as of July 29, 1993.
 - (b) That Estimate No. 6F (Final), in the amount of \$1,039.62, be approved for payment.
 - (c) That reserve, in the amount of \$9,774.72, be approved for payment.

(Basis of Award - \$887,730.00)
(Total to Date - \$973,092.25)
(Contract Administration Rating - 4.50)
(EEO Compliance - 3.20)

The Commission V O T E D: that the work of Narayana Construction Corporation, Contractor under Contract No. P82-1051-C3A, be and hereby is accepted as completed as of July 29, 1993.
The Commission further V O T E D: to approve Estimate No. 6F (Final), in the amount of \$1,039.62, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of \$9,774.72, for payment.
5. Report of Mr. Faucher and Mrs. Graves-Jones, December 20,

recommending approval of a revision in quantities on the following items on Contract No. P92-1635-M1A, with Markings, Inc., for Installation of Reflectorized Pavement Markings on Parkways and Roadways of the MDC at Various Locations -

Item No. 002-010 - 6 Inch Reflectorized - \$ 173.80
Edge Line (Paint)

Item No. 005-010 - Reflectorized Line - \$1,360.00
(Thermoplastic)

(Cost will be offset by unused quantities in Item No. 001-010 - 4" Reflectorized Line (paint) and Item No. 004-010 - 12" Reflectorized Line (paint)).

The Commission V O T E D: Approved as recommended by Mr. Faucher and Mrs. Graves-Jones in their report of December 20, 1993.

1. Report of Messrs. Faucher and Machado, December 28, recommending approval of a revision in quantities on the following items on Contract No. P92-1653-C1A, with USX Corporation (Cyclone Fence Company), for Installation of Closure Gates, Guard Rail and Fences at Various Locations -

Item No. 057-010 - Double Faced SS Guard - \$17,000.00
Rail and 4 ft. C.L.F.

Item No. 059-010 - Traffic Control Services - \$10,000.00

(Cost will be offset by unused quantities in Item No. 048-010 - Furnish and Install - Repair or Replace Black Vinyl Clad Chain Link Fence 8 Ft. High).

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of December 28, 1993.

2. Report of Messrs. Baratta, Faucher and Jackson, December 28, on bids for Landscape Improvements to Beaver Brook Reservation. (Messrs. Baratta, Faucher and Jackson recommend acceptance of the lowest bid received, that of Northern Tree Service, Inc., of \$1,208,00.00).
The Commission V O T E D: to accept the lowest bid received, that of Northern Tree Service, Inc., of \$1,208,00.00.

Action was taken upon the following matter relating to the Watershed Management Division:

3. Report of Messrs. McGinn and Robert O'Connor, December 23, recommending that the Commission rescind its vote of April 1, 1993 awarding Timber Contract No. 638 to Stanley Strzeminski and authorize the return of his bid of \$3,050.00 to the Estate of Mr. Stanley Strzeminski.
The Commission V O T E D: to rescind its vote of April 1, 1993 awarding Timber Contract No. 638 to Stanley Strzeminski and authorize the return of his bid of \$3,050.00 to the Estate of Mr. Stanley Strzeminski, as recommended by Messrs. McGinn and O'Connor in their report of December 23, 1993.

Action was taken upon the following Various Matters:

4. Report of Mrs. O'Brien, January 4, submitting for approval and execution Amendment and Restatement of the Memorandum of Agreement among Executive Office of Transportation and

Construction (EOTC) and Massachusetts Highway Department (MHD) and Metropolitan District Commission (MDC), which is intended to cover the mitigation measures for impacts on the Charles River Reservation for which the Federal Highway Administration (FHWA) is likely to share in funding.

Mrs. O'Brien explained that the proposed Amendment revises the Memorandum of Agreement (MOA) which was executed by the Commission on July 29, 1991. The Amendment and Restatement, she explained, includes the following changes to the original MOA -

An \$80 million cap has been established as the limit of Massachusetts Highway Department participation and includes - the acquisition of a new site for MDC Central Services Division; the construction of a new facility for MDC Central Services; the acquisition of land between the current Central Services site and Massachusetts Highway Department property upstream of the MBTA Commuter Rail tracks and the acquisition and reconstruction of Lovejoy Wharf.

Mrs. O'Brien then noted that some aspects of the Master Plan will be reduced including less funding for public programming conducted by the MDC's Reservations and Historic Sites Division. Mrs. O'Brien then noted that the Amendment and Restatement of the Memorandum of Agreement had to be returned to the Executive Office of Transportation and Construction for minor corrections and, therefore, she asked that the Commission approve the Amendment and Restatement in concept. The Amendment and Restatement, she stated, will be presented to the Commission for execution at the Meeting of January 13, 1994.

The Commission V O T E D: to approve in concept the Amendment and Restatement of the Memorandum of Agreement among the Executive Office of Transportation and Construction and the Massachusetts Highway Department and the Metropolitan District Commission. (The Amendment and Restatement will be presented to the Commission for execution at the Meeting of January 13, 1993).

1. Report of Mr. Wright, January 5, submitting for execution Contract-Agreement No. WM89-012-S1A, with GZA Environmental, Inc., for Data Analysis and Interpretation for the Watershed Management Division.

Mr. Wright also requests approval of an increase in compensation, as authorized on June 27, 1991, from \$50,000.00 to \$70,774.51, due to negotiations, additions to the scope of services and staffing additions.

The Secretary submitted for signature Contract-Agreement No. WM89-012-S1A, dated January 6, 1994, with GZA Environmental, Inc., which was signed by the Commissioner and two Associate Commissioners.

The Commission then V O T E D: to approve an increase in compensation, as authorized on June 27, 1991, from \$50,000.00 to \$70,774.51, due to negotiations, additions to the scope of services and staffing additions, as requested by Mr. Wright in his report of January 5, 1993.

Adjourned at 12:10 p.m., to meet on Thursday, January 13, 1994, at 10:00 a.m.

William J. Paul
Secretary

Record of the Three Thousand Six Hundred and Seventy Seventh (3677th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, January 20, 1994 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meetings held on December 9, 1993 and December 16, 1993, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract No. P94-1709-M1A, dated January 20, with Coviello Electric and General Contracting Co., Inc., for Servicing Traffic Signal and Control Systems, Charles River Basin Districts - 24 month maintenance contract.
2. Fifth Amendment, dated January 20, 1993, to Contract-Agreement No. P82-1054-D1F, with Edwards and Kelcey, Inc., for Engineering Services for Upgrading and Rehabilitation of the MDC Charles Circle Bridges 57A & 57B.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Abounaja, January 5, recommending approval of an extension of time from December 30, 1993 to March 31, 1994, on Contract No. P88-1548-C3A, with Dec-Tam Corporation, for Asbestos Abatement at Various MDC Facilities.
(At no increase in Contract cost).
The Commission V O T E D: to approve extension of time from December 30, 1993 to March 31, 1994, as recommended by Messrs. Faucher and Abounaja in their report of January 5, 1994, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
4. Report of Messrs. Faucher and Brooks, January 5, recommending approval of an extension of time from December 31, 1993 to June 30, 1994, under provision of Article No. 22 and further that this extension shall in no way effect liquidated damages in Article No. 21, that may be due to the Commission on Contract No. P85-1342-C1A with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham.
(The extension shall not be construed as a waiver on the part of the Commission or in any of its rights under the Contract).
The Commission V O T E D: to approve an extension of time from December 31, 1993 to June 30, 1994, as recommended by Messrs. Faucher and Brooks in their report of January 5, 1994, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
5. Report of Messrs. Faucher and Lenhardt, December 16, recommending

The first part of the paper discusses the importance of the study and the objectives of the research. It also mentions the scope of the study and the limitations. The second part of the paper discusses the methodology used in the study. It mentions the data sources and the data collection methods. The third part of the paper discusses the results of the study. It mentions the findings and the conclusions. The fourth part of the paper discusses the implications of the study. It mentions the practical applications and the future research. The fifth part of the paper discusses the conclusion of the study. It mentions the overall findings and the recommendations.

approval of the following on Contract No. P80-0826-C1A, with M. DeMatteo Construction Co., for Repairs to Approaches to Huntington Avenue Overpass -

Revision in Quantities -

Item No. 025-020 - Rapid Setting Concrete
Patching Material
(a reduction of - \$39,880.00

Alteration No. 4 - \$70,560.00

Add Item No. 025-025
5000 PSI - 3/8 " Stone

Alteration No. 5 - \$ 6,770.00

Revise Traffic Management

Total Revision \$37,450.00

Account No. 2490-8911.

The Commission V O T E D: to approve the Revision in Quantities, resulting in a credit to the Commission in the amount of \$39,880.00.

The Commission further V O T E D: to approve Alteration No. 4, in the amount of \$70,560.00.

The Commission further V O T E D: to approve Alteration No. 5, in the amount of \$6,770.00.

1. Report of Messrs. Faucher and Machado, December 31, 1993, recommending the following on Contract No. P87-1466-C2A, with New England Chain Link Fence Co., Inc., for Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District -

(a) That work be accepted as completed as of April 7, 1993.

(b) That Estimate No. 21 (Final), in the amount of \$1,140.00, be approved for payment.

(c) That reserve, in the amount of \$36,394.92, be approved for payment.

(Basis of Award - \$759,995.00)

(Total to Date - \$727,898.46)

(Contract Administration Rating - 2.67)

(EEO Compliance - 1.80)

The Commission V O T E D: that the work of New England Chain Link Fence Co., Inc., Contractor under Contract No. P87-1466-C2A, be and hereby is accepted as completed as of April 7, 1993.

The Commission further V O T E D: to approve Estimate No. 21 (Final), in the amount of \$1,140.00, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$36,394.92, for payment.

Report of Messrs. Faucher and McCalla, January 5, on bids for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission, Contract No.

P94-1706-M1A. Account No. 2440-0010 FY94

Funding for FY95 and FY96 is contingent upon funding through annual budgetary appropriation.

(Messrs. Faucher and McCalla recommend acceptance of the lowest bid received, that of Penachio Brothers Electrical Corp., of \$581,428.85).

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The Commission V O T E D: to accept the lowest bid received, that of Penachio Brothers Electrical Corp., of \$581,428.85.

1. Report of Messrs. Faucher and Higgott, January 14, recommending the following on Contract No. P82-0A04-D1A, with Metcalf & Eddy, for Design Services for United Waste Company Dam -
 - (a) That work be accepted as completed as of September 15, 1993.
 - (b) That Estimate No. 9 (Final), in the amount of \$1,941.33, be approved for payment.
 - (c) That reserve, in the amount of \$16,942.28, be approved for payment.

(Basis of Award - \$110,000.00)

(Total to Date - \$169,422.78)

(Contract Administration Rating - 9.00 with 10.00 being excellent).

The Commission V O T E D: that the work of Metcalf & Eddy, Consultant under Contract No. P82-0A04-D1A, be and hereby is accepted as completed as of September 15, 1993.

The Commission further V O T E D: to approve Estimate No. 9 (Final), in the amount of \$1,941.33, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$16,942.28, for payment.

2. Report of Messrs. Faucher and Sacco, January 12, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P94-1714-D1A, Design Services for Rehabilitation of Winthrop Shore Drive, Winthrop.

Estimated Cost of Design Services \$300,000.00.

Funding from Account No. 2490-8915.

Mr. Baratta noted that the Project will also require approval of the Design Phase of the Capital Spending Plan by the Executive Office of Environmental Affairs before the Contract can move forward.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

3. Report of Messrs. Faucher and Sacco, January 12, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P94-1715-D1A, Design Services for Rehabilitation of Mystic Valley Parkway, Phase II, Somerville, Arlington and Medford.

Estimated Cost of Design Services \$350,000.00.

Funding from Account No. 2490-8915.

Mr. Baratta noted that the Project will also require approval of the Design Phase of the Capital Spending Plan by the Executive Office of Environmental Affairs before the Contract can move forward.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

4. Report of Messrs. Faucher and Mrs. Graves-Jones, December 29, 1993, recommending approval of a revision in quantities on the

following items on Contract No. P92-1632-M1A, with Coviello Electric & General Contracting Co., Inc., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts -

Item No. 003-020 - \$3,750.00

Traffic Signal Knockdown Repairs

Item No. 004-010 - \$2,250.00

Labor Rate for Licensed Electrician
(Controller Technician)

Item No. 007-020 - \$ 700.00

Pedestrian Signal Head - Type B

Total - \$6,700.00

(Cost will be offset by unused quantities in Item No. 003-010 - Item No. 006-010 - Item No. 006-020 - Item No. 009-010 and Item No. 010-010).

The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and Sacco, January 4, on bids for Mass. Ave/Harvard Bridge Girder Repairs, Contract No. P93-1689-C1A. Account No. 2490-8911.
(Messrs. Faucher and Sacco recommend acceptance of the lowest bid received, that of Riteway Steel, Inc., of \$19,900.00).
The Commission V O T E D: to accept the lowest bid received, that of Riteway Steel, Inc., of \$19,900.00.
2. Report of Messrs. Faucher and Higgott, November 8, 1993, recommending approval of a new Contract (P80-0844-D4A), with SEA Consultants, Inc., for continuation and completion of design and construction services on Beaver Brook Flood Mitigation Project, Reaches II & III.
Contract Cost - \$137,382.80.
Time for Performance 20 months from Contract execution.
Account No. 2440-7875.
The Commission V O T E D: Approved.
3. Report of Messrs. Faucher and DiPietro, January 11, requesting approval of Final Draft of Municipal Agreement between the Metropolitan District Commission and the Town of Braintree for the Town Brook Flood Control Project - (P82-0A02).
The Commission V O T E D: Approved.
4. Report of Messrs. Faucher and Clay, December 21, 1993, recommending approval of a change in Account Numbers on the following Suffolk County construction Contracts -

Contract #	Description	Suffolk County Acct#	New Acct#	Amount to be funded under new Account
P80-0826-C1A M. DeMatteo Construction Co.	Repairs to Huntington Ave. Overpass	2450-1093	2490-8911	\$3,096,526.33
P82-1051-C3A Narayanna Construction Corp.	Craigie Drawbridge Deck Replacement	2450-1093	2490-8911	\$ 183,310.66

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P82-1129-D1A Vanasse Hangen Brustlin, Inc.	Rehabilitation & Redesign Morrissey Blvd.	2450-1093	2490-8910	\$3,565,501.00
P92-1628-C2B J.J. Phelan & Son, Inc.	Parkway Landscape Improvements	2450-1093	2490-8910	\$ 79,033.19
P92-1646-C1A J.M. Cashman, Inc.	Beades Drawbridge Repair	2450-1093	2490-8911	\$ 124,401.86
P92-1651-C1A Bardon Trimont, Inc.	Resurfacing MDC Parkways	2450-1093	2490-8910	\$ 729,428.21
P92-1652-C1A D & R General Contracting	Repair & Replacement of MDC Sidewalks	2450-1093	2490-8910	\$ 50,828.07
P93-1683-C1A D & R General Contracting	Resurfacing MDC Parkways	2450-1093	2490-8910	\$ 99,046.55
P93-1684-C1A D & R General Contracting	Repairing/Replacing Curbing & Sidewalks	2450-1093	2490-8910	\$ 229,293.22
P92-1653-C1A USX Corp. Cyclone Fence	Installation Closure Gates, Guard Rails & Fences	2450-1093	2490-8910	\$ 390,708.39
P93-1665-C1A Coviello Electric Co.	Construction/Recon- struction Traffic Signal Systems	2450-1093	2490-8910	\$ 115,435.00
P93-1671-C1A R. Zoppo Co., Inc.	Emergency Repairs to the Storrow Tunnel	2450-1093	2490-8910	\$ 302,147.47
P93-1671-S1A Simpson, Gumpert, & Heger, Inc.	Bridge Design	2450-1093	2490-8910	\$ 24,471.80
P93-1677-C1A M. L. Young Painters	Bridge Painting	2450-1093	2490-8911	\$ 68,120.40
P93-1677-C2A M. L. Young Painters	Bridge Painting	2450-1093	2490-8911	\$ 204,095.93
P93-1677-C4A Prime Coating, Inc.	Bridge Painting	2450-1093	2490-8911	\$ 114,300.00

Name		Address		Occupation	
John Smith		123 Main St		Teacher	
Mary Jones		456 Oak Ave		Nurse	
Robert Brown		789 Elm St		Engineer	
Elizabeth White		101 Pine St		Homemaker	
James Wilson		202 Cedar St		Lawyer	
Sarah Davis		303 Birch St		Doctor	
Michael Miller		404 Spruce St		Artist	
Jennifer Taylor		505 Willow St		Salesperson	
David Anderson		606 Ash St		Student	
Lisa Thompson		707 Hickory St		Writer	
Christopher Lee		808 Sycamore St		Chef	
Amanda Clark		909 Magnolia St		Designer	
Daniel Harris		1010 Poplar St		Musician	
Michelle King		1111 Cypress St		Translator	
Kevin Wright		1212 Juniper St		Scientist	
Nicole Green		1313 Redwood St		Architect	
Brandon Adams		1414 Fir St		Entrepreneur	
Stephanie Baker		1515 Hemlock St		Journalist	
Gregory Nelson		1616 Larch St		Historian	
Hannah Hill		1717 Dogwood St		Dancer	
Isaac Young		1818 Cottonwood St		Philosopher	
Grace Allen		1919 Alder St		Astronomer	
Nathan Scott		2020 Beech St		Botanist	
Olivia King		2121 Elm St		Zoologist	
Peter Hall		2222 Oak St		Geologist	
Quinn Green		2323 Pine St		Physicist	
Rory White		2424 Cedar St		Chemist	
Sally Brown		2525 Birch St		Biologist	
Timothy Black		2626 Spruce St		Ecologist	
Uma Gold		2727 Willow St		Paleontologist	
Victor Silver		2828 Ash St		Anthropologist	
Wendy Bronze		2929 Hickory St		Archaeologist	
Xavier Iron		3030 Magnolia St		Historian	
Yara Steel		3131 Poplar St		Linguist	
Zoe Copper		3232 Sycamore St		Sociologist	

P93-1682-C1A Replacement of Flood 2450-1093 2490-8910 \$ 94,773.71
P.R. Johnson, Control Pump Station
Inc. Equipment

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Mr. McGinn and Miss Austin, January 7, requesting approval of an Inter-Agency Service Agreement with the University of Massachusetts - Amherst, for Contaminant Transport Modeling and the Impact of Watershed Management Activities on Water Quality in Quabbin Reservoir.
Estimated Cost not-to-exceed \$96,885.00.
Time of Performance - 18 months.
Account No. 2420-1400.
The Commission V O T E D: Approved.
2. Report of Mr. McGinn and Miss Austin, January 7, submitting for approval and requesting permission to advertise project for Laboratory Services for Water Quality Analyses.
Estimated Cost -
FY95 - \$25,000.00 - Account No. 2420-1400.
FY96 - \$25,000.00 - Contingent upon sufficient funding in the FY96 budget.
Time for Performance - two years.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
3. Report of Mr. McGinn, January 7, submitting for Commission approval and adoption of new Watershed Protection Act regulations.
The Commission V O T E D: to approve and adopt the new Watershed Protection Act regulations, as submitted by Mr. McGinn.
4. Report of Messrs. McGinn and Kane, January 12, recommending that work be accepted as completed as of March 30, 1993, on Contract No. WM89-014-S1A, with GEI-Geotechnical Consultants, Inc., for Emergency Action Plan - Wachusett Dam -
 (Basis of Award - \$171,680.00)
 (Total to Date - \$171,501.92)
 (Contract Administration Rating - 5.00 with 10.00 being excellent).
Associate Commissioner Carr requested that back-up information relative to the Consultant's low Contract Administration Rating be placed in GEI-Geotechnical Consultants, Inc.'s file for review when the firm is being considered for further Commission work. In addition, he asked that GEI-Geotechnical Consultants, Inc., be informed of the Commission's displeasure with its performance on this Contract.
The Commission V O T E D: that the work of GEI-Geotechnical Consultants, Inc., Consultant under Contract-Agreement No. WM89-014-S1A, be and hereby is accepted as completed as of March 30, 1993.

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

TO THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

Very respectfully,
Yours truly,
[Signature]

Enclosed for the Board of Trustees are:

1. A report on the progress of the work of the Department of Chemistry during the year 1949-1950.
2. A list of the names of the faculty members of the Department of Chemistry for the year 1949-1950.

Very truly,
[Signature]

Enclosed for the Board of Trustees are:

1. A report on the progress of the work of the Department of Chemistry during the year 1949-1950.
2. A list of the names of the faculty members of the Department of Chemistry for the year 1949-1950.

Very truly,
[Signature]

Enclosed for the Board of Trustees are:

1. A report on the progress of the work of the Department of Chemistry during the year 1949-1950.
2. A list of the names of the faculty members of the Department of Chemistry for the year 1949-1950.

Very truly,
[Signature]

Enclosed for the Board of Trustees are:

1. A report on the progress of the work of the Department of Chemistry during the year 1949-1950.
2. A list of the names of the faculty members of the Department of Chemistry for the year 1949-1950.

Very truly,
[Signature]

20, 1994

Action was taken upon the following matter relating to the Reservations and Historic Sites Division:

1. Report of Mr. Broderick, January 7, requesting approval of a two year Contract with the Cooperating Association for New England Parks, Inc., for the purpose of providing the services of interns who will work with division staff.
Total Compensation - \$56,000.00 -
FY94 - \$28,000.00 - Account No. 2440-0010-JJ
FT95 - \$28,000.00 - Subject to the availability of funds.
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Planning:

2. Report of Mrs. O'Brien, January 10, recommending approval of an Amendment to Contract-Agreement with David T. Queeley, for Planning Services Pursuant to Land Acquisition and Master Planning, which calls for an extension of time from December 31, 1993 to June 30, 1994.
At no additional cost to the Commission.
The Commission V O T E D: Approved.
3. (This paper, because of its urgency was signed by Commissioner Bhatti and Associate Commissioners Carr and Settles on January 13, 1993).
Amendment and Restatement of the Memorandum of Agreement among Executive Office of Transportation and Construction (EOTC) and Massachusetts Highway Department (MHD) and Metropolitan District Commission (MDC).
(January 6, 1994 - Commision voted to approve in concept the Amendment and Restatement of the Memorandum of Agreement among the Executive Office of Transportation and Construction and the Massachusetts Highway Department and the Metropolitian District Commision).

The following matters were placed on the agenda for the information of the Commission:

4. The following schedules were approved for payment by the Commissioner during the period from December 6, 1993 to December 13, 1993.

Expenditures \$360,427.09

5. The following schedules were approved for payment by the Commissioner during the period from December 13, 1993 to December 20, 1993.

Expenditures \$847,851.25

6. The following schedules were approved for payment by the Commissioner during the period from December 20, 1993 to December 27, 1993.

Expenditures \$269,711.32

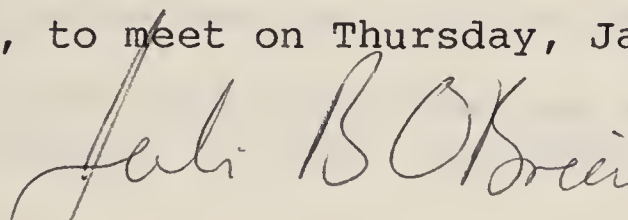
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1.

The following schedules were approved for payment by the Commissioner during the period from December 27, 1993 to January 3, 1994.

Expenditures	\$214,493.08
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Adjourned at 11:30 a.m., to meet on Thursday, January 27, 1994, at 10:00 a.m.


S e c r e t a r y

Record of the Three Thousand Six Hundred and Seventy Eighth (3678th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, January 27, 1994 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on January 6, 1994 were read and approved.

Associate Commissioner Carr noting that he was not at the Commission Meeting of January 6, 1994, abstained from voting on this matter.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreements, dated January 27, 1994, with the following individuals, as Rain Gauge Observers - FY94.

QUABBIN

Arthur Coolidge
Doris E. Cornwell
Glenn M. Dickson
John Guzik

WACHUSETT

Dennis S. Moore
Kathryn R. Murdock
Gerald A. Prizio
David Rota
Worcester Horticultural
County Citizens

2. Contract No. P94-1706-M1A, dated January 27, 1994, with Penachio Bros. Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Mayhew, January 3, recommending the following on Contract No. P93-1688-C1A, with G & R Construction, Inc., for Improvements to the Sergeant Paul W. Cronin Memorial Rink, Revere -

- (a) That work be accepted as completed as of November 15, 1993.
- (b) That Estimate No. 5F (Final), in the amount of \$86,608.55, be approved for payment.
- (c) That reserve, in the amount of \$32,948.66, be approved for payment.

(Basis of Award - \$630,000.00)

(Total to Date - \$658,973.00)

(Contract Administration Rating - 4.50)

(EEO Compliance - 5.00)

The Commission V O T E D: that the work of G & R Construction, Inc., Contractor under Contract No. P93-1688-C1A, be and hereby is accepted as completed as of November 15, 1993.

The Commission further V O T E D: to approve Estimate No. 5F (Final), in the amount of \$86,608.55, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of \$32,98.66, for payment.

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are in agreement with the experimental facts.

The second part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the elements of the periodic table. It is shown that the theory of the structure of the atom can be used to explain the periodicity of the properties of the elements, and that it can be used to predict the properties of the elements which have not yet been discovered.

The third part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the compounds of the elements. It is shown that the theory of the structure of the atom can be used to explain the properties of the compounds of the elements, and that it can be used to predict the properties of the compounds which have not yet been discovered.

The fourth part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the solutions of the elements. It is shown that the theory of the structure of the atom can be used to explain the properties of the solutions of the elements, and that it can be used to predict the properties of the solutions which have not yet been discovered.

The fifth part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the solids of the elements. It is shown that the theory of the structure of the atom can be used to explain the properties of the solids of the elements, and that it can be used to predict the properties of the solids which have not yet been discovered.

The sixth part of the paper is devoted to a discussion of the application of the theory of the structure of the atom to the study of the properties of the liquids of the elements. It is shown that the theory of the structure of the atom can be used to explain the properties of the liquids of the elements, and that it can be used to predict the properties of the liquids which have not yet been discovered.

1. Report of Messrs. Faucher and Lenhardt, January 3, recommending approval of the following on Contract No. P82-1128-C1A, with E T & L Construction Corp., for Replacement of Aberjona River Bridge -

Alteration No. 3	- \$ 2,339.23
Item No. 040-060 - Bridge Structure	
Alteration No. 4	- \$ 824.00
Item No. 040-060 - Bridge Structure	
Extra Work Order No. 1	- \$ 9,600.00
Furnish, Install & Maintain 8 Temporary Street Lights	
Revision in Quantities	- \$ 2,275.00
Item No. 010-020 - Bituminous Concrete 65 Tons	
Total	- \$15,038.41

(At no increase in Contract cost as Item No. 037-010 - Police Services - will underrun and cover the extra cost of the additional work).

The Commission V O T E D: to approve Alteration No. 3, in the amount of \$2,339.23.

The Commission further V O T E D: to approve Alteration No. 4, in the amount of \$824.00.

The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of \$9,600.00.

The Commission further V O T E D: to approve the Revisions in Quantities, in the amount of \$2,275.00, as recommended by Messrs. Faucher and Lenhardt in their report of January 3, 1994.
2. Report of Messrs. Faucher and Higgott, January 3, recommending approval of a new Contract (P80-0844-D3A), with Maguire Group, Inc., for continuation of Design and Construction Services on Beaver Brook Flood Mitigation Project, Reach I.
Contract Cost - \$194,455.00.
Time for Performance - 30 months from Contract execution.
Account No. 2410-8802.
The Commission V O T E D: Approved.
3. Report of Messrs. Faucher, Brooks and Galvin, January 20, recommending approval of the following on Contract No. P92-1650-M1A, with Lewis Refrigeration Company, for Maintenance of Refrigeration Systems at MDC Skating Rinks - FY93 & FY94
 1. To ratify the Division's action for the following additional account numbers regarding Item Number 028-010, Replacement of Cooling Towers Number 1, 2 and 3 -
 - (a) to add a source of funding for Cooling Tower No. 1, Flynn Rink under Account No. 2440-7885-NN, for a total of \$18,600.00.
 - (b) to add a source of funding for Cooling Tower No. 2, Cronin Rink under Account Nos. 2440-7870-NN and 2449-7370-NN, for a total of \$18,600.00.
 - (c) to add a source of funding for Cooling Tower No. 3, Steretti Rink under Account Number 2440-7870-NN, for a total of \$18,600.00.
 2. To ratify the Division's action for the increase in Item No. 028-010, Replacement of Cooling Towers from Three (3) to Six

4. The fourth part of the document discusses the consequences of failing to comply with the record-keeping requirements. It states that individuals or organizations that fail to comply may be subject to fines, penalties, and even criminal prosecution.

- (6) Cooling Towers at a cost of \$55,800.00. The account nos. for these Cooling Towers namely Number 4, 5 and 6 as follows -
- (a) to fund Cooling Tower No. 4, Veterans Rink from Account No. 2440-7897-NN, for a total of \$18,600.00.
 - (b) to fund Cooling Tower No. 5, Murphy Rink from Account No. 2440-0100-NN, for a total of \$18,600.00.
 - (c) to fund Cooling Tower No. 6, Connell Rink from Account No. 2440-8998-NN and 2440-8844-NN, for a total of \$18,600.00.

3. To ratify the Division's action for Extra Work Order No. 1, Replacement of Condenser and Installation of 2 Dehumidifiers at a cost not to exceed an amount of \$59,040.60.

Condenser	\$17,033.53	Account No. 2440-8798-NN
Dehumidifiers	\$42,007.07	Account Nos. 2440-8844-NN and 2440-8798-NN

Total - \$59,040.60

The Commission V O T E D: to ratify and approve the Division's action for the following additional account numbers regarding Item Number 028-010, Replacement of Cooling Towers Number 1, 2 and 3 -

- (a) to add a source of funding for Cooling Tower No. 1, Flynn Rink under Account No. 2440-7885-NN, for a total of \$18,600.00.
- (b) to add a source of funding for Cooling Tower No. 2, Cronin Rink under Account Nos. 2440-7870-NN and 2449-7370-NN, for a total of \$18,600.00.
- (c) to add a source of funding for Cooling Tower No. 3, Steretti Rink under Account Number 2440-7870-NN, for a total of \$18,600.00.

The Commission further V O T E D: to ratify and approve the Division's action for the increase in Item No. 028-010, Replacement of Cooling Towers from Three (3) to Six (6) Cooling Towers at a cost of \$55,800.00. The account nos. for these Cooling Towers namely Number 4, 5 and 6 as follows -

- (a) to fund Cooling Tower No. 4, Veterans Rink from Account No. 2440-7897-NN, for a total of \$18,600.00.
- (b) to fund Cooling Tower No. 5, Murphy Rink from Account No. 2440-0100-NN, for a total of \$18,600.00.
- (c) to fund Cooling Tower No. 6, Connell Rink from Account No. 2440-8998-NN and 2440-8844-NN, for a total of \$18,600.00.

The Commission further V O T E D: to ratify and approve the Division's action for Extra Work Order No. 1, Replacement of Condenser and Installation of 2 Dehumidifiers at a cost not to exceed an amount of \$59,040.60, as recommended by Messrs. Faucher Brooks and Galvin, in their report of January 20, 1994.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Messrs. McGinn and Kane, January 25, requesting approval of emergency action taken by the Division in renting and continuing to rent a power generator to provide electricity for critical systems at the Quabbin Administration Building Complex. Initial Rental - \$1,350.00.
Current Cost - \$575.00 per day until such time as the normal power supply is restored - plus a one-time charge of \$450.00

for delivery and \$450.00 for pick-up and return.

Funding from Account No. 2420-1400.

The Commission V O T E D: Approved as requested by Messrs.
McGinn and Kane in their report of January 25, 1994.

Action was taken upon the following matter relating to the Office
of Real Property:

1. Report of Mr. Gray, January 24, recommending that the Commission adopt an Order of Taking for approximately 91 acres of land owned by Vincent Barletta, Trustee, Barletta-Dedham Nominee Trust, located in the Town of Dedham, Massachusetts, and to approve an award of damages in the amount of \$2,000,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39, and 44A.
Maureen Lynch, representing State Senator Marian Walsh, read a letter from the Senator in which she offered her support of the proposed taking by the Metropolitan District Commission.

The Commission V O T E D: to adopt an Order of Taking for approximately 91 acres of land owned by Vincent Barletta, Trustee, Barletta-Dedham Nominee Trust, located in the Town of Dedham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, January 27, 1994

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Dedham in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in said Dedham, shown on a plan entitled "Plan of Land in Dedham, Mass.", dated June 5, 1950, prepared by E. W. Pilling, Engineer, recorded with the Norfolk Registry of Deeds as Plan No. 769 of 1950 in Plan Book 158, and bounded as follows:

NORTHERLY	by West Street, one thousand three hundred forty-four and 24/100 (1344.24) feet;
NORTHEASTERLY	by Common Street, two thousand two hundred forty-seven and 73/100 (2247.73) feet;
EASTERLY	by land now or formerly of H. Wendell Endicott, six hundred seventy-seven and 49/100 (677.49) feet;
SOUTHERLY	again by land now or formerly of said H. Wendell Endicott, seven hundred ten and 96/100 (710.96) feet;

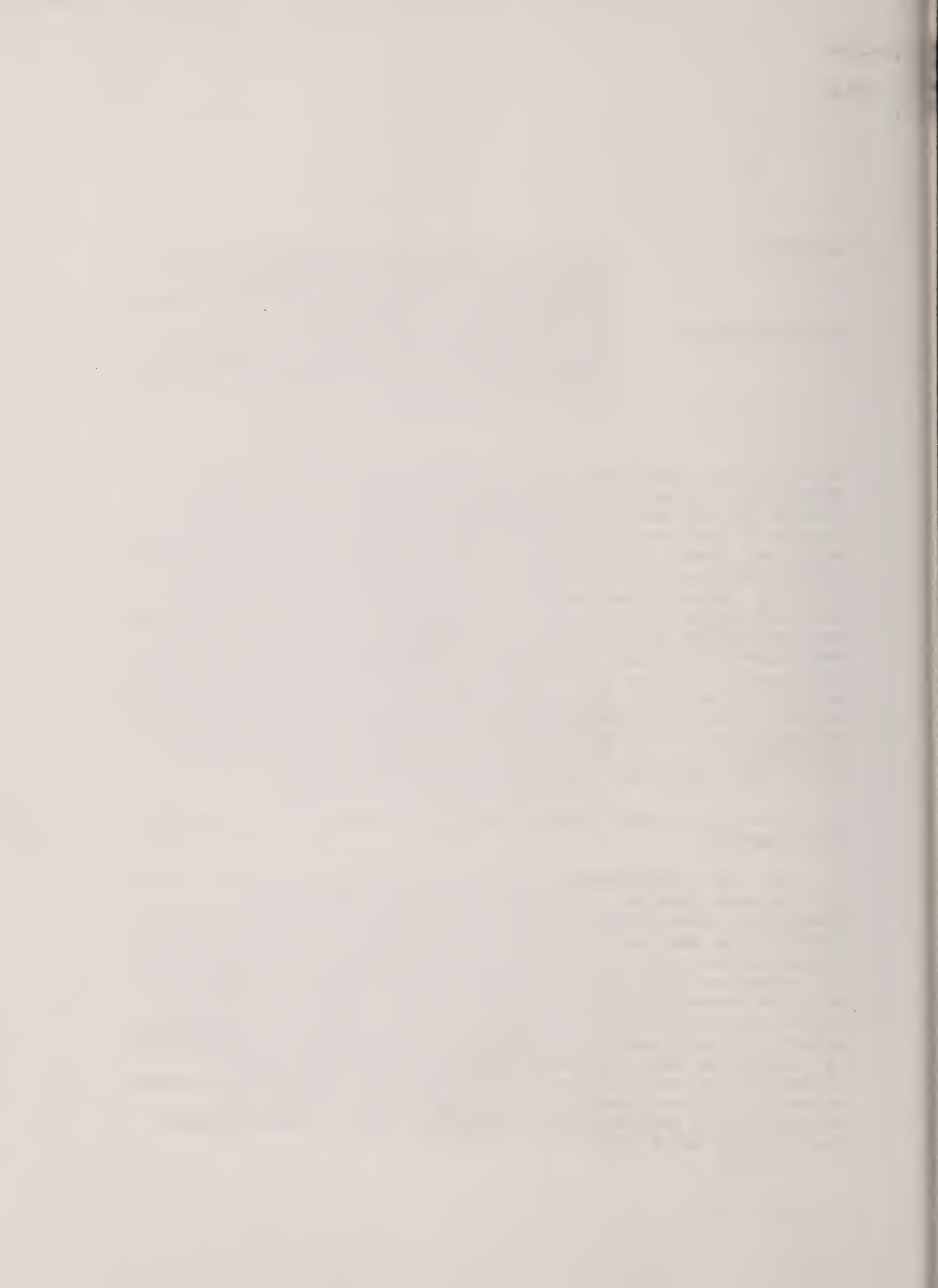
SOUTHWESTERLY	again by land now or formerly of said H. Wendell Endicott, forty eight and 26/100 (48.26) feet;
SOUTHEASTERLY	again by land now or formerly of said H. Wendell Endicott, five hundred seventeen and 64/100 (517.64) feet;
SOUTHEASTERLY and EASTERLY	again by land now or formerly of said H. Wendell Endicott, three hundred sixty-three and 96/100 (363.96) feet;
SOUTHERLY and SOUTHEASTERLY WESTERLY	by Westfield Street, three hundred eighty-three and 53/100 (383.53) feet; by land now or formerly of Mildred D. Wren, one thousand one hundred sixty-one and 77/100 (1161.77) feet;
SOUTHWESTERLY	again by land now or formerly of said Mildred D. Wren, four hundred two and 61/100 (402.61) feet;
NORTHWESTERLY	again by land now or formerly of said Mildred D. Wren, one hundred forty and 48/100 (140.48) feet;
WESTERLY	again by land now or formerly of said Mildred D. Wren two hundred five and 16/100 (205.16) feet;
WESTERLY	by land now or formerly of David L. Lionberger and Mary B. Lionberger, three hundred thirty-two and 90/100 (332.90) feet;
NORTHWESTERLY	again by land now or formerly of said David L. Lionberger and Mary B. Lionberger, four hundred eighty-three and 58/100 (483.58) feet;
SOUTHERLY	again by land now or formerly of said David L. Lionberger and Mary B. Lionberger, five hundred thirty and 47/100 (530.47) feet;
WESTERLY	again by land now or formerly of said David L. Lionberger and Mary B. Lionberger, four hundred fifty-six and 39/100 (456.39) feet;
SOUTHWESTERLY	again by land now or formerly of said David L. Lionberger and Mary B. Lionberger, five hundred thirteen and 86/100 (513.86) feet;

WESTERLY again by land now or formerly of said David L. Lionberger and Mary B. Lionberger, five hundred seventy-nine and 17/100 (579.17) feet; and
NORTHWESTERLY by the southeasterly line of Circumferential Highway, four hundred sixteen and 48/100 (416.48) feet, to the point of beginning.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said West Street, Common Street and Westfield Street which may be held by the supposed owner, and being the same premises described in a deed from The Barletta Company Inc. to Vincent Barletta Trustee, dated November 21, 1991, and recorded with said Norfolk Registry of Deeds in Book 9135, Page 360, excepting and excluding therefrom the following parcels: the land described in a deed from Queen of Apostles Seminary Inc. to Northeastern University dated April 13, 1982, and recorded with said Deeds in Book 5993, Page 407, and containing 20.17 acres; and the land described in a Order of Taking by The Commonwealth of Massachusetts Department of Public Works dated February 23, 1954, and recorded with said Deeds in Book 3244, Page 386, and containing 1.40 acres.

The remaining parcel above described contains approximately 90.93 acres.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.



The concurrence of the Park and Recreation Commissioners of the Town of Dedham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof. Pursuant to said vote of concurrence, by this taking the Metropolitan District Commission hereby dedicates this property to passive park and recreational purposes, on the condition that, should it prove feasible to this Commission to identify and use a portion of said property for active multi-purposes recreational fields, such use shall be permitted by a written permit agreement from this Commission to the Town of Dedham acting by and through its proper board or entity.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Vincent Barletta, Trustee of Barletta-Dedham Nominee Trust	\$ 2,000,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$2,000,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39, and 44A.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from January 3, 1994 to January 10, 1994.

Expenditures	\$257,179.48
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Adjourned at 11:20 a.m., to meet on Thursday, February 3, 1994, at 10:00 a.m.

Julie B. O'Brien
Secretary (acting)

The first part of the paper is devoted to a general discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The second part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The third part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The fourth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The fifth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The sixth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The seventh part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The eighth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The ninth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom. The tenth part is devoted to a detailed discussion of the problem. It is shown that the problem is of great importance in the theory of the structure of the atom.

Record of the Three Thousand Six Hundred and Seventy Ninth (3679th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, February 10, 1994 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr and Settles.

The Records of the Commission Meeting held on January 20, 1994 were read and approved.

1. At this point, Commissioner Bhatti noted that Secretary Chisholm is in the Lahey Clinic recovering from shoulder surgery and, therefore, he will be unable to participate in today's Commission Meeting.
He then asked that Commission members vote to appoint Julia O'Brien, Acting Secretary, for administrative purposes, until such time as Secretary Chisholm is able to resume his duties.
The Commission V O T E D: Approved.

The Acting Secretary submitted for signature the following paper which was signed by the Commissioner and two Associate Commissioners:

2. Contract No. P82-1034-C1B, dated February 10, 1994, with Northern Tree Service, Inc., for Landscape Improvements to Beaver Brook Reservation.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Soroka, January 25, requesting that the Commission amend its vote of December 9, 1993, on Contract No. P93-1665-C1A, with Coviello Electric and General Contracting Co., Inc., for Construction and Reconstruction of Traffic Signal Systems - Three Locations, Brighton, as follows:
The Commission further V O T E D: to approve Alteration No. 2 - at a credit to the Commission, in the amount of \$243.00, for pole clamps, which were not needed.
(The amendment will result in dropping the words - on Extra Work Order No. 2 - from Item (b) - which were included in the December 9, 1993 recommendation of Messrs. Faucher and Soroka.
The Commission V O T E D: to amend its vote of December 9, 1993, on Contract No. P93-1665-C1A, with Coviello Electric and General Contracting Co., Inc., for Construction and Reconstruction of Traffic Signal Systems - Three Locations, Brighton, as follows:
The Commission further V O T E D: to approve Alteration No. 2 - at a credit to the Commission, in the amount of \$243.00, for pole clamps, which were not needed.
4. Report of Messrs. Faucher and McCalla, January 24, recommending approval of revisions in quantities on the following items on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC -

Item No. 004-010	\$ 750.00
Street Light Knockdown Repair - Concrete Standard	

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Item No. 031-010	\$ 61.00
Flourescent Lamp #F72T12 C/H H/O	
Item No. 042-010	\$ 471.25
Photo Cell	
Item No. 059-010	\$ 1,453.50
Mercury Fixture 250W - Soldiers Field Road - Storrow Drive	
Item No. 072-010	\$ 1,708.50
Hourly Rate for Licensed Electrical Helper for Miscellaneous Repairs	
Item No. 073-010	\$ 1,581.00
Hourly Rate for Vehicle for Miscellaneous Repairs	
Item No. 078-010	\$ 4,000.00
Traffic Control Services	

Total - \$10,025.25

(Cost will be offset by unused quantities in Item Nos. 065-010, 066-010, 067-010, 068-010 and 011-010).

The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of January 24, 1994.

1. Report of Messrs. Faucher and McCalla, January 24, recommending approval of revisions in quantities on the following items on Contract No. P92-1645-M1A, with Electric Service Company of America, for Electronic and Sound System Maintenance Work at Various Locations -

Item No. 1	\$24,270.00
Hourly Rate for Licensed Technician	
Item No. 3	\$ 1,030.00
Hourly Rate for Vehicle	
Item No. 5	\$ 6,000.00
Material Components and Parts	

Total - \$31,300.00

(Cost will be offset by unused quantities in Item No. 2 and Item No. 4).

The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of January 24, 1994.

2. Report of Messrs. Faucher and Kirwin, January 27, recommending approval of the request of the contractor for an extension of time from February 21, 1994 to June 30, 1994, on Contract No. P92-1633-M1A, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts, due to administrative reasons.

(At no increase in contract cost).

The Commission V O T E D: to approve an extension of time from February 21, 1994 to June 30, 1994, as recommended by Messrs. Faucher and Kirwin in their report of January 27, 1994, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3. Report of Mr. Faucher and Mrs. Graves-Jones, January 27, recommending approval of an extension of time from February 28, 1994 to June 30, 1994, on Contract No. P92-1632-M1A, with

Coviello Electric and General Contracting Co., Inc., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach

Districts, due to administrative reasons.

(At no increase in contract cost).

The Commission V O T E D: to approve an extension of time from February 28, 1994 to June 30, 1994, as recommended by Mr. Faucher and Mrs. Graves-Jones in their report of January 27, 1994, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

1. Report of Messrs. Faucher and Lenhardt, January 27, recommending approval of the following on Contract-Agreement No. P94-1276-D3A, with Seelye, Stevenson, Value and Knecht, for Professional Engineering Services for Bridges, Parkways and Other Commission Facilities -

(a) An extension of time from January 31, 1994 to June 30, 1994, on Task A "Engineering Services on Stand-By Basis" and Task C "Bridge Rating".

(b) An increase in contract value from \$250,000.00 to \$350,000.00.

(Funding from Account No. 2490-8881)

The Commission V O T E D: to approve an extension of time from January 31, 1994 to June 30, 1994, on Task A "Engineering Services on Stand-By Basis" and Task C "Bridge Rating".

The Commission further V O T E D: to approve an increase in contract value from \$250,000.00 to \$350,000.00, as recommended by Messrs. Faucher and Lenhardt in their report of January 27, 1994.

2. Report of Messrs. Faucher and DiPietro, February 2, on request of Albanese Brothers, Contractor on Contract No. P82-1032-C1A, Sewering of Blue Hills Police Station and Canton Avenue Sanitary for approval of K. C. Electric Co., Inc., as sub-contractor for Item No. 029-010 - Positive Displacement Grinder Pump Units W/120 Gallon Tanks, at a cost of \$58,600.00.

(At no increase in contract cost).

The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Abounaja, January 5, recommending approval of a revision in quantities on Contract No. P90-1574-C3A, with Zenone, Inc., for Replacement, Disposal of Existing Gasoline, Diesel Fuel Tanks and Appurtenances at Various MDC Locations, on Item No. 012-010 - from 1,485 Tons to 1,787.98 Tons, at an increase in cost of \$19,693.70, due to more than anticipated contaminated soil.

Account No. 2490-8881.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of January 5, 1994.

4. Report of Messrs. Faucher and Carrigan, February 1, submitting for approval and execution an Agreement between the MDC and the Lynn Water and Sewer Commission for the Stacey Brook Culvert Project, Lynn, Massachusetts.

The Commission V O T E D: Approved.

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The first part of the report deals with the general situation of the country. It is a very interesting and informative study of the country's development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's development.

The second part of the report deals with the economic situation of the country. It is a very interesting and informative study of the country's economic development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's economic development.

The third part of the report deals with the social situation of the country. It is a very interesting and informative study of the country's social development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's social development.

The fourth part of the report deals with the political situation of the country. It is a very interesting and informative study of the country's political development. The author has done a great deal of research and has gathered a wealth of material. The report is well written and is a valuable contribution to the study of the country's political development.

The Secretary then submitted for signature Agreement, dated February 10, 1994, with the Lynn Water and Sewer Commission, which was signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Messrs. McGinn and Robert O'Connor, January 26, on proposals for the tapping of Sugar Maple trees located on the Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Philip Johnson, of \$300.00; allowing 471 taps of 277 sugar maple trees on Sugar Maple Lot #48 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Hamilton Orchards, of \$130.00; allowing 323 taps of 205 sugar maple trees on Sugar Maple Lot #49 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Philip Johnson, of \$140.00; allowing 557 taps of 287 sugar maple trees on Sugar Maple Lot #50 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Hamilton Orchards, of \$162.00; allowing 404 taps of 171 sugar maple trees on Sugar Maple Lot #51 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Philip Johnson, of \$200.00; allowing 491 taps of 202 sugar maple trees on Sugar Maple Lot #52 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Shattuck's Sugar House, of \$271.80; allowing 906 taps of 453 sugar maple trees on Sugar Maple Lot #53 - Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Hutchinson Sugar House, of \$103.20; allowing 344 taps of 135 sugar maple trees on Sugar Maple Lot #54 - Quabbin Reservoir Watershed.
2. Report of Mr. McGinn and Ms. Crocker, January 26, recommending approval of and authorization for Commissioner Bhatti to execute a Memorandum of Agreement, (subject to review by the Office of the General Counsel), with the Sterling Planning Board to Provide Technical Assistance by the MDC to the Board to Develop a New Zoning Bylaw for a Group of Critical Parcels in the Wachusett Watershed.
The Commission V O T E D: to approve a Memorandum of Agreement, (subject to review by the Office of the General Counsel), with the Sterling Planning Board to Provide Technical Assistance by the MDC to the Board to Develop a New Zoning Bylaw for a Group of Critical Parcels in the Wachusett Watershed.
The Commission further V O T E D: authorization for Commissioner Bhatti to execute the Memorandum of Agreement with the Sterling Planning Board, as recommended by Mr. McGinn and Ms. Crocker in their report of January 26, 1994.

Action was taken upon the following Various Matter:

3. Report of Mr. Hedlund, February 2, submitting for approval

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Requests for Proposals for Management of the Parking Lots at Nahant, Nantasket and Revere Beaches and requesting permission to advertise their availability for bids.

The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

1. Report of Mr. Jewett, February 8, on behalf of the Consultant Selection Committee, recommending selection of Carol R. Johnson Associates, Inc., for Project No. PL92-017-S1A - Upper Charles River Restoration Master Planning and Design Services, Waltham, Watertown, Newton.
Estimated Cost - \$350,000.00.
Estimated Time for Performance - 12 months.
Account No. 2449-7350.
The Commission V O T E D: Approved.
2. At this point, Ms. Elsie Fiore, representing the Steering Committee of the Coalition for Alewife, was recognized by the Commission.
Ms. Fiore asked that she be allowed to read a letter before the Commission and further requested that it be incorporated into the minutes of today's Meeting.
The Commission approved her request and the letter follows -
(I am here on behalf of the Steering Committee of the Coalition for Alewife (the Coalition) primarily to object to the proposed takeover by the Massachusetts Highway Department (Mass. Highway) of roadways presently under the jurisdiction of the Metropolitan District Commission (M.D.C.).
The Coalition believes an issue as important as the transfer of highways and roadways from one department to another should not be undertaken behind closed doors but should be out in the open with full public participation in the form of discussions and hearings. The Coalition requests that Commissioner Bhatti and the other members of the Commission insist on this process to protect the public's interest.
The Coalition is made up of several groups including, among others, neighborhood associations from Cambridge, the Good Neighbor Committee from Arlington, the Winn Brook Neighborhood Association from Belmont, the Mystic River Watershed Association, and the Conservation Commissions, of the three communities just mentioned.
The Coalition was formed in response to the pressures it recognized as threatening to the Alewife Reservation, its watershed and the surrounding neighborhoods in Arlington, Belmont, Cambridge and Somerville. However, its concern reaches to other areas and groups interested in seeing that protection of the environment and orderly development go hand-in-hand. The Coalition is currently working with Arthur D. Little (A.D.L.) in a cooperative fashion in a review of ADL's expansion plans.
Regarding roadways and the current proposal for transferring MDC roadways to Mass. Highway, the Coalition is of the opinion that Mass. Highway does not show enough concern for amenities surrounding roadways, such as maintenance of sidewalks and walkways, care of trees and other plantings, and concern for the use by the general public, particularly pedestrians, as does the M.D.C.

The Coalition is very worried that under the jurisdiction of Mass. Highway, parkways that presently run through reservations will be turned into roadways built to so-called highway standards and will be fit only for automotive traffic rushing from one destination to another).

Hearing before the Prequalification Appeal Board:

Request of New England Traffic Signals, Inc., appealing the denial of the renewal of its prequalification by the Commission's Prequalification Committee.

The Commission V O T E D: Held Over.

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, February 8, recommending that the Commission adopt an Order of Taking for approximately 69 acres of land owned by Alexander H. McNeil, Trustee, located in the Town of Dedham, Massachusetts, and to approve an award of damages in the amount of \$625,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39, and 44A.

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The Commission V O T E D: to adopt an Order of Taking for approximately 69 acres of land owned by Alexander H. McNeil, Trustee, located in the Town of Dedham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 10, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Dedham in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in said Dedham, bounded and described as follows:

Southeasterly	by Westfield Street, about four hundred seven (407) feet:
Westerly	two hundred sixty one and 23/100 (261.23) feet, and;
Southerly	two hundred thirty seven and 46/100 (237.46) feet, by lot numbered 23, as indicated on the plan hereinafter referred to;
Westerly	by the Easterly line Circumferential Highway (State Highway Route 128) No Access, thirty eight hundred sixty three and 72/100 (3,863.72) feet;
Northerly	four hundred forty nine and 25/100 (449.25) feet;
Northeasterly	four hundred fifty six and 39/100 (456.39) feet;
Northerly	five hundred thirty and 47/100 (530.47) feet:

Easterly	eight hundred sixteen and 48/100 (816.48) feet, by land now or formerly of William G. Nickerson;
Southerly	five hundred seventy four and 42/100 (574.42) feet;
Easterly	seven hundred ninety six and 68/100 (796.68) feet;
Northeasterly	three hundred fifty eight and 11/100 (358.11) feet, by lot A, as indicated on said plan;
Southeasterly	two hundred sixty two and 14/100 (262.14) feet;
Easterly	six hundred eighty eight and 72/100 (668.72) feet, by land now or formerly of William R. Rogers;
Northeasterly and Easterly	about three hundred sixty five (365) feet; and
Easterly and Northeasterly	about two hundred seventy two (272) feet, by land now or formerly of said William R. Rogers by the middle line of a Way (20.00 Wide), as shown on said plan.

Said parcel is shown as lots numbered 26, 27 and 28 on a plan drawn by Pilling Engineering Company Inc., Surveyor, dated May 8, 1972, as approved by the Land Court, filed in the Land Registration Office as No. 2603V, a copy of a portion of which is filed in Norfolk Registry District with Certificate No. 94696, Sheets 1 and 2, Book 474.

There is excepted and excluded from the operation of this order of taking so much of said lot numbered 26 as is included within the limits of the parcel marked "Dedham Water Co.," on said plan, Sheet 2.

There is appurtenant to the above described land the right as set forth in Document No. 302334.

There is also excepted and excluded from the operation of this order of taking those certain easements granted to said Dedham Water Co., by deed from Stephen M. Weld, dated January 15, 1901, and recorded with Norfolk Deeds, Book 888 Page 12, and inasmuch as some of said land may be included within the limits of the way twenty feet wide, as shown on plans filed with Certificates Nos. 21555, 26771 and 94696,

The first part of the paper discusses the importance of maintaining accurate records of all transactions. It is essential for the company to have a clear and concise system in place to ensure that all data is properly recorded and stored. This will allow for easy access and retrieval of information when needed.

The second part of the paper focuses on the need for regular communication and collaboration between all departments. It is crucial that everyone is kept up-to-date on the latest developments and changes within the organization. This will help to ensure that everyone is working towards the same goals and objectives.

The third part of the paper addresses the importance of maintaining a high level of security for all company data. It is essential to implement strong security measures to protect against unauthorized access and data breaches. This will help to ensure that all information remains confidential and secure.

The fourth part of the paper discusses the need for ongoing training and development for all employees. It is important to provide opportunities for learning and growth to help employees stay current in their field. This will help to ensure that the company has the best talent available to meet its needs.

The fifth part of the paper focuses on the importance of maintaining a positive and productive work environment. It is essential to foster a culture of respect, collaboration, and innovation. This will help to ensure that employees are motivated and engaged in their work.

The sixth part of the paper addresses the need for regular evaluation and feedback. It is important to assess the performance of the organization and its employees on a regular basis. This will help to identify areas for improvement and ensure that the company is always moving forward.

The seventh part of the paper discusses the importance of maintaining a strong financial position. It is essential to carefully manage the company's resources and ensure that all expenses are properly accounted for. This will help to ensure that the company is always in a position to meet its financial obligations.

The eighth part of the paper focuses on the need for ongoing research and development. It is important to stay current in the latest trends and technologies within the industry. This will help to ensure that the company is always at the forefront of innovation.

The ninth part of the paper addresses the importance of maintaining a strong relationship with customers. It is essential to provide excellent customer service and ensure that all customer needs are met. This will help to ensure that the company has a loyal and satisfied customer base.

The tenth part of the paper discusses the importance of maintaining a strong relationship with suppliers. It is essential to work closely with suppliers to ensure that all materials and services are of high quality and delivered on time. This will help to ensure that the company can operate smoothly and efficiently.

further excepted and excluded from the premises taken by this order those rights of way set forth in a deed from Stephen M. Weld to Florence B. Potter, dated May 14, 1901, recorded with Norfolk Deeds, Book 896, Page 254, so far as same may be now in force and applicable.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Westfield Street which may be held by the supposed owner, and being a portion of the same premises described in Land Court Certificate of Title No. 94696, as filed in Book 474 and Page 96 for the Registry District of Norfolk County.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Dedham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof. Pursuant to said vote of concurrence, by this taking the Metropolitan District Commission hereby dedicates this property to passive park and recreational purposes, on the condition that, should it prove feasible to this Commission to identify and use a portion of said property for active multi-purposes recreational fields, such use shall be permitted by a written permit agreement from this Commission to the Town of Dedham acting by and through its proper board or entity.

The first part of the report discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for the success of any business or organization. The report then outlines the various methods used to collect and analyze data, including surveys, interviews, and focus groups. It also discusses the challenges faced in the process of data collection and analysis, such as the need for a large sample size and the potential for bias. The report concludes by summarizing the findings and providing recommendations for future research.

The second part of the report provides a detailed analysis of the data collected. It begins with a description of the sample and the methods used to collect the data. It then presents the results of the analysis, including the mean, standard deviation, and correlation coefficients. The report also discusses the limitations of the study and the need for further research. The final part of the report provides a summary of the findings and a conclusion.

The third part of the report discusses the implications of the findings for practice. It highlights the need for organizations to implement the findings of the study in order to improve their performance. It also discusses the potential for the findings to be used in the development of new products or services. The report concludes by providing a list of references and a bibliography.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sums:

<u>OWNER</u>	<u>AWARD</u>
Alexander H. McNeil, Trustee	\$ 625,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$625,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39, and 44A.

1. Report of Mr. Gray, February 9, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.4 acres of land owned by Sylvia A. McInerny, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$35,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A. Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.4 acres of land owned by Sylvia A. McNerny, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 10, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Hubbardston on the northeasterly side of Old Princeton Road and lying on the northeasterly side of a Boston & Maine Railroad roadbed, bounded and described as follows:

BEGINNING at a stone bound with drill hole set at the southwesterly corner of the parcel being described at land of the Commonwealth of Massachusetts and a point on the northeasterly layout line of Old Princeton Road, said point being 213 feet more or less northwesterly of a bound set on the Hubbardston-Princeton corporate bound on the easterly side of the aforesaid road;

Thence	N. 30° 45' 00" E. 130 feet, more or less to a stone bound;
Thence	N. 39° 06' 00" W. 294 feet, more or less to a stone bound;
Thence	N. 28° 00' 00" W. 292 feet, more or less to a stone bound;
Thence	S. 84° 39' 00" W. 105 feet, more or less to a stone bound;

1. The first part of the paper is devoted to a general discussion of the problem of the origin of life.

2. The second part of the paper is devoted to a detailed discussion of the problem of the origin of life.

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Thence S. 32° 29' 00" W. 55 feet, more or less to a stone bound;
Thence S. 73° 33' 00" W. 127 feet, more or less to a stone bound;
Thence N. 82° 44' 00" W. 238 feet, more or less to a stone bound at land now or formerly of the Boston and Maine Railroad, the last seven courses being by land now of the Commonwealth of Massachusetts, formerly of Roper;
Thence Southeasterly, by the northwesterly layout line of the railbed, a distance of 825 feet, more or less to a point on the northeasterly sideline of Old Princeton Road; and
Thence Southeasterly, by Old Princeton Road, 80 feet, more or less to the first mentioned stone bound and place of beginning.

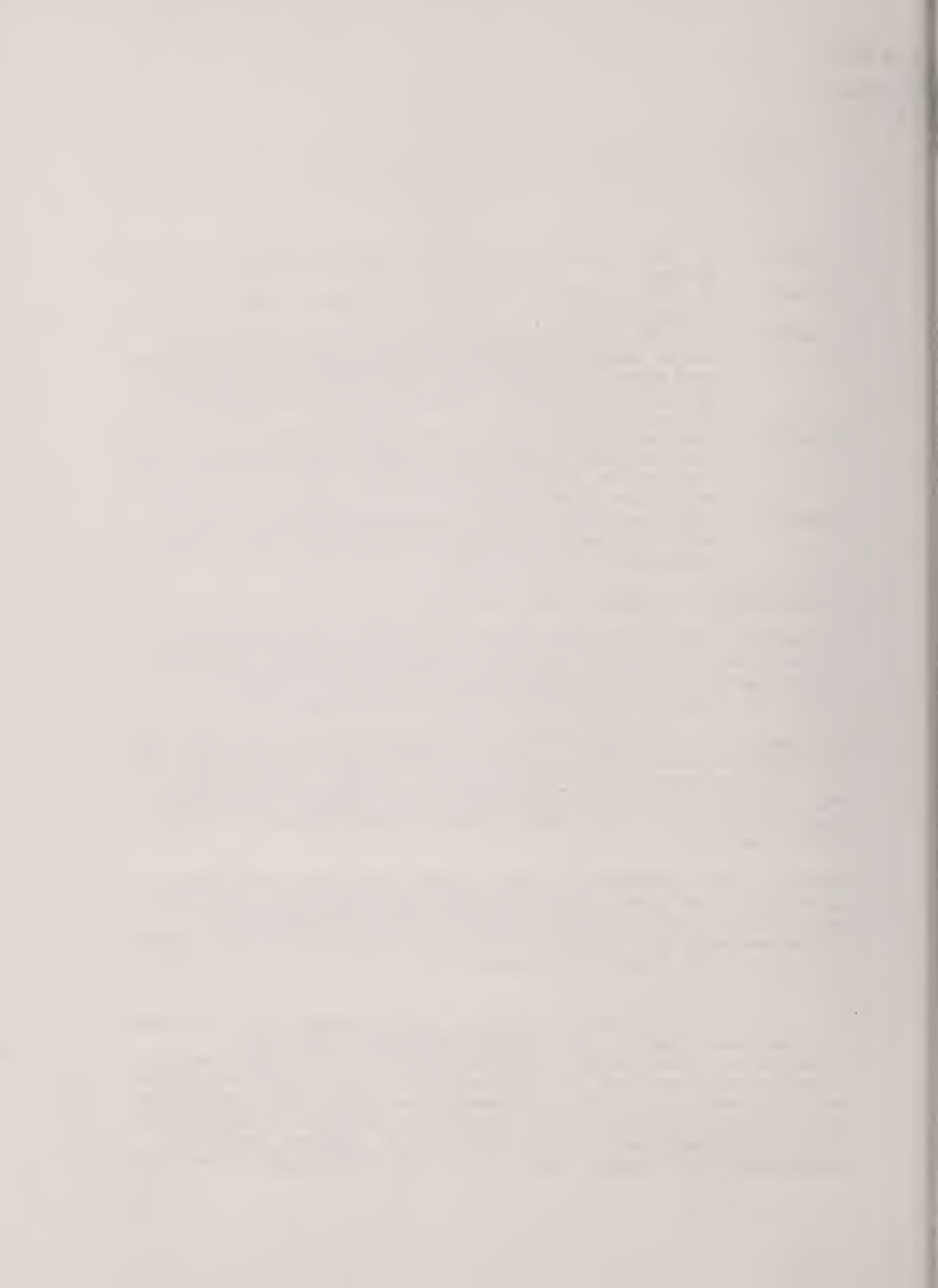
Containing 3.4 acres, more or less.

Being all that remaining property identified as Tract #1 in a deed from Julia A.B. Roper et als to Syliva A. McInerny dated April 22, 1955 and recorded with the Worcester District Registry of Deeds in Book 3679, Page 179.

The parcel is further identified a parcel excepted from the 6th parcel described in a deed from William R. Roper et als to the Commonwealth of Massachusetts acting through its Metropolitan District Commission Water Supply Commission, dated January 7, 1932 and recorded with said Deeds in Book 2557, Page 331.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including any interest which may be held in Old Princeton Road, together with the right of way reserved by William R. Roper et als in the above cited deed.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water,



sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNER</u>	<u>AWARD</u>
Sylvia A. McInerny	\$ 35,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$35,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, February 9, recommending that the Commission adopt an Order of Taking for acquisition of approximately 76 acres of land owned by Thaddeus J. Derendal and Evelyn D. Derendal, located in the Town of New Salem, Massachusetts, and to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 76 acres of land owned by Thaddeus J. Derendal and Evelyn D. Derendal, located in the Town of New Salem, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 10, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of New Salem in the County of Franklin and Commonwealth of Massachusetts, namely:

Two parcels of land in said New Salem, lying on both sides of Route 202 (Daniel Shays Highway), a 1934 Massachusetts State Highway and more particularly bounded and described as follows:

Parcel 1.

Beginning at a concrete bound set to mark the intersection of the line between land of Thaddeus J. and Evelyn D. Derendal and land now or formerly of Alan P. and Vicki F. Woodard with the westerly line of Route 202:

Thence along land of said Woodard

N.79° 15' 57" W. a distance of 1,289.99 feet to a concrete bound set;

Thence the following four courses along land now or formerly of William W. and Barbara J. Hamilton,

N.02° 39' 51" E. a distance of 214.84 feet to a concrete bound set;

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S.88° 19' 57" W. a distance of 506.20 feet to a concrete bound set;

N.85° 54' 21" W. a distance of 444.60 feet to a concrete bound set,

S.00° 53' 46" W. a distance of 409.80 feet to a concrete bound set;

Thence along land now or formerly of Mark A. and Pamela S. Santucci,

N.89° 58' 08" W. a distance of 539.27 feet to a concrete bound set;

Thence partly along land now or formerly of Wallace E. and Elsie Godfrey and partly along land now or formerly of Joseph A. and Kathleen Starkey,

N.04° 38' 10" W. a distance of 1,017.18 feet to a concrete bound set;

Thence the following four courses being along land of the Commonwealth of Massachusetts,

S.88° 56' 04" E. a distance of 639.23 feet to concrete bound #23 of said Commonwealth,

N.01° 47' 16" E. a distance of 457.56 feet to concrete bound #22 of said Commonwealth,

S.78° 56' 40" E. a distance of 1,021.38 feet to concrete bound #21 of said Commonwealth,

S.88° 43' 23" E. a distance of 1,018.54 feet to a point in the center of a brook;

Thence the following two courses along land now or formerly of Raymond Waring Carey III,

S.04° 11' 57" W. a distance of 154.65 feet to a nail in a dead tree,

S.77° 53' 55" E. a distance of 309.66 feet to a point;

Thence the following two courses being along the westerly line of Route 202,

Southerly on a curve to the right radius 3397.87 feet an arc length of 597.06 feet to a Massachusetts Highway bound, said bound being S.04°58'30" W. a distance of 596.29 feet from the last mentioned point,

S.10°01'46" W. a distance of 497.09 feet to the point of beginning.

Containing 70.667 acres and being a portion of the premises conveyed by Deane Lee to Thaddeus J. Derendal and Evelyn D. Derendal, by deed recorded with Franklin County Registry of Deeds in Book 1304, Page 28.

Parcel 2.

Beginning at a concrete bound set in the easterly line of Route 202, said bound being S.79° 39' 29" E. a distance of 80.00 feet from the concrete bound at the point of beginning in the description of Parcel 1 above;

Thence the following two courses along land now or formerly of Thaddeus J. and Evelyn D. Derendal,

S.79° 35' 43"E. a distance of 232.52 feet to a concrete bound set,

S.12° 18' 14"E. a distance of 661.44 feet to a concrete bound set;

Thence along land now or formerly of Allan B. Bixby,

N.78° 59' 14"W. a distance of 483.93 feet to a concrete bound set;

Thence along the easterly line of Route 202,

N.10° 01' 46"E. a distance of 605.04 feet to the point of beginning.

Containing 4.989 acres and being the same premises conveyed by Deane Lee to Thaddeus J. Derendal and Evelyn D. Derendal, by deed recorded with said Deeds in Book 1501, Page 231.

The two parcels described above are more completely shown as A and B on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, New Salem (Franklin County) MA, Land Taking Plan for Watershed Protection", prepared by C.T. Male Associates, P.C., dated June 15, 1993, which plan shall be recorded either with this instrument or at a later date with said Deeds and made a part hereof.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Route 202 which may be held by the supposed owners.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Thaddeus J. Derendal	\$ 240,000.00
Evelyn D. Derendal	

The Commission further V O T E D: to approve an award of damages in the amount of \$240,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

Adjourned at 12:23 p.m., to meet on Thursday, February 17, 1994, at 10:00 a.m.

(initials) *John B. O'Brien*
S e c r e t a r y

TABLE 1		TABLE 2	
Year	Value	Year	Value
1900	100	1900	100
1901	105	1901	105
1902	110	1902	110
1903	115	1903	115
1904	120	1904	120
1905	125	1905	125
1906	130	1906	130
1907	135	1907	135
1908	140	1908	140
1909	145	1909	145
1910	150	1910	150
1911	155	1911	155
1912	160	1912	160
1913	165	1913	165
1914	170	1914	170
1915	175	1915	175
1916	180	1916	180
1917	185	1917	185
1918	190	1918	190
1919	195	1919	195
1920	200	1920	200
1921	205	1921	205
1922	210	1922	210
1923	215	1923	215
1924	220	1924	220
1925	225	1925	225
1926	230	1926	230
1927	235	1927	235
1928	240	1928	240
1929	245	1929	245
1930	250	1930	250
1931	255	1931	255
1932	260	1932	260
1933	265	1933	265
1934	270	1934	270
1935	275	1935	275
1936	280	1936	280
1937	285	1937	285
1938	290	1938	290
1939	295	1939	295
1940	300	1940	300
1941	305	1941	305
1942	310	1942	310
1943	315	1943	315
1944	320	1944	320
1945	325	1945	325
1946	330	1946	330
1947	335	1947	335
1948	340	1948	340
1949	345	1949	345
1950	350	1950	350
1951	355	1951	355
1952	360	1952	360
1953	365	1953	365
1954	370	1954	370
1955	375	1955	375
1956	380	1956	380
1957	385	1957	385
1958	390	1958	390
1959	395	1959	395
1960	400	1960	400
1961	405	1961	405
1962	410	1962	410
1963	415	1963	415
1964	420	1964	420
1965	425	1965	425
1966	430	1966	430
1967	435	1967	435
1968	440	1968	440
1969	445	1969	445
1970	450	1970	450
1971	455	1971	455
1972	460	1972	460
1973	465	1973	465
1974	470	1974	470
1975	475	1975	475
1976	480	1976	480
1977	485	1977	485
1978	490	1978	490
1979	495	1979	495
1980	500	1980	500
1981	505	1981	505
1982	510	1982	510
1983	515	1983	515
1984	520	1984	520
1985	525	1985	525
1986	530	1986	530
1987	535	1987	535
1988	540	1988	540
1989	545	1989	545
1990	550	1990	550
1991	555	1991	555
1992	560	1992	560
1993	565	1993	565
1994	570	1994	570
1995	575	1995	575
1996	580	1996	580
1997	585	1997	585
1998	590	1998	590
1999	595	1999	595
2000	600	2000	600
2001	605	2001	605
2002	610	2002	610
2003	615	2003	615
2004	620	2004	620
2005	625	2005	625
2006	630	2006	630
2007	635	2007	635
2008	640	2008	640
2009	645	2009	645
2010	650	2010	650
2011	655	2011	655
2012	660	2012	660
2013	665	2013	665
2014	670	2014	670
2015	675	2015	675
2016	680	2016	680
2017	685	2017	685
2018	690	2018	690
2019	695	2019	695
2020	700	2020	700
2021	705	2021	705
2022	710	2022	710
2023	715	2023	715
2024	720	2024	720
2025	725	2025	725
2026	730	2026	730
2027	735	2027	735
2028	740	2028	740
2029	745	2029	745
2030	750	2030	750
2031	755	2031	755
2032	760	2032	760
2033	765	2033	765
2034	770	2034	770
2035	775	2035	775
2036	780	2036	780
2037	785	2037	785
2038	790	2038	790
2039	795	2039	795
2040	800	2040	800
2041	805	2041	805
2042	810	2042	810
2043	815	2043	815
2044	820	2044	820
2045	825	2045	825
2046	830	2046	830
2047	835	2047	835
2048	840	2048	840
2049	845	2049	845
2050	850	2050	850
2051	855	2051	855
2052	860	2052	860
2053	865	2053	865
2054	870	2054	870
2055	875	2055	875
2056	880	2056	880
2057	885	2057	885
2058	890	2058	890
2059	895	2059	895
2060	900	2060	900
2061	905	2061	905
2062	910	2062	910
2063	915	2063	915
2064	920	2064	920
2065	925	2065	925
2066	930	2066	930
2067	935	2067	935
2068	940	2068	940
2069	945	2069	945
2070	950	2070	950
2071	955	2071	955
2072	960	2072	960
2073	965	2073	965
2074	970	2074	970
2075	975	2075	975
2076	980	2076	980
2077	985	2077	985
2078	990	2078	990
2079	995	2079	995
2080	1000	2080	1000
2081	1005	2081	1005
2082	1010	2082	1010
2083	1015	2083	1015
2084	1020	2084	1020
2085	1025	2085	1025
2086	1030	2086	1030
2087	1035	2087	1035
2088	1040	2088	1040
2089	1045	2089	1045
2090	1050	2090	1050
2091	1055	2091	1055
2092	1060	2092	1060
2093	1065	2093	1065
2094	1070	2094	1070
2095	1075	2095	1075
2096	1080	2096	1080
2097	1085	2097	1085
2098	1090	2098	1090
2099	1095	2099	1095
2100	1100	2100	1100

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Record of the Three Thousand Six Hundred and Eightieth (3680th) meeting of the Metropolitan District Commission duly called and held at 20 Somerest Street, Boston, Massachusetts, on Thursday, February 17, 1994 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on January 27, 1994 were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Baratta, Faucher and Jackson, January 27, on bids for Improvements to Father Francis A. Ryan Memorial Playground, Mattapan, Contract No. P93-1661-C1A. Account No. 2449-8755.
(Messrs. Baratta, Faucher and Jackson recommend acceptance of the lowest bid received, that of I. W. Harding Construction Co., Inc., in the amount of \$648,858.00.
Messrs. Baratta, Faucher and Jackson further recommend that the following unit price bids, submitted to be used in the case of additions or reductions in the work, be rejected due to excessive costs:

1. Demolition and disposal of pavements per square yard	- \$	15.00
2. Sawcutting of pavements, per linear foot	- \$	5.00
3. Unclassified excavation, per cubic yard	- \$	20.00
4. Unclassified excavation and placement of fill, per cubic yard.	- \$	30.00
5. Trench excavation, per cubic yard	- \$	35.00
6. Hand excavation, per cubic yard	- \$	500.00
23. Yard hydrant, installed	-	\$3,000.00
24. Precast meter chamber, installed	-	\$3,000.00
25. Installation of owner supplied drinking fountain	-	\$3,000.00
37. New seeded lawn, per square yard	- \$	20.00).

Associate Commissioner Carr inquired about the rejected items. Associate Commissioner Elkort asked for further clarification Mr. Jackson explained that these items were included in the contract so that no negotiations would be needed for extra work that might be required. In reviewing the unit price bids, it was felt that the Contractor's bid was excessive. Mr. Jackson further explained, that if in the course of the contract, additional work was encountered it could be computed on a time and material basis, which would be more advantageous to the Commission.
Associate Commissioner Settles questioned how the contract was advertised.
Mr. Jackson stated that the contract was advertised in the Herald and the Central Register and that he also made phone calls to several pre-qualified contractors. Mr. Jackson stated that seven bids were received.
Associate Commission Settles asked how many of the bidders were MBEs.

Mr. Jackson responded that only the low bidder was a MBE.
The Commission V O T E D: to accept the lowest bid received, that of I. W. Harding Construction Co., Inc., in the amount of \$648,858.00.

The Commission further V O T E D: to reject the unit price bids, submitted to be used in the case of additions or reductions in the work, due to excessive costs, as recommended by Messrs. Baratta, Faucher and Jackson in their report of January 27, 1994.

1. Report of Mr. Baratta and Ms. Pfetsch, February 10, 1994, on Contract No. P93-1679-S1A, Accessibility Survey - Recreational Facilities (A.D.A.), with Adaptive Environment Center, recommending approval of an increase in Compensation for Survey Services, in the amount of \$2,132.00, to compensate for increased staff time and travel associated with scheduling surveys, and further recommending a Revision in the Compensation Schedule to complete the survey work utilizing Adaptive Environment Center's own project team.
Account No. 2410-7879.
The Commission V O T E D: to approve an increase in Compensation for Survey Services, in the amount of \$2,132.00.
The Commission further V O T E D: to approve a Revision in the Compensation Schedule to complete the survey work utilizing Adaptive Environment Center's own project team.
2. Report of Messrs. Faucher, Haider and Giella, February 4, submitting for approval Project Summary, Work Schedule and Project Justification and requesting permission to advertise Project No. P93-1701-C1A, Well Installation at Camp Nihan, Saugus, and on Georges and Peddocks Islands, Boston Harbor, Massachusetts.
Estimated cost for Camp Nihan Well - \$ 30,000.00
Estimated cost for Harbor Island Well - \$ 70,000.00
Total Estimated Cost - \$100,000.00.
Funds are available in Account No. 2440-8848 - Camp Nihan Well and Account No. 2440-8889 - Harbor Island Wells.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.
3. Report of Messrs. Faucher and Mayhew, February 9, recommending that the Commission approve Extra Work Order No. 1, on Contract No. P93-1663-C1A, with Bay State Contracting Co., Inc., for Installation of Metal Insulated Wall Panels at the Bryan Rink and Connell Rink and Pool, in the amount of \$14,988.00, to furnish and install 2" x 4" and 2" x 6" pressure treated wood shims on the rink and pool end wall to fill voids where steel tie rod ends would interfere with panel placement, and further recommending, due to time constraints, that the Commission ratify and approve the action of the Division directing the contractor to complete Extra Work Order No. 1.
Funds are available in Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of \$14,988.00.
The Commission further V O T E D: to ratify and approve the

In the second section, the author outlines the various methods used to collect and analyze data. These methods include direct observation, interviews with key personnel, and the use of specialized software tools. Each method is described in detail, highlighting its strengths and limitations.

The third part of the document focuses on the results of the data collection process. It presents a series of tables and graphs that illustrate the trends and patterns observed in the data. These visual aids are used to support the conclusions drawn from the analysis.

Finally, the document concludes with a summary of the findings and recommendations for future research. It suggests that further studies should be conducted to explore the underlying causes of the observed trends and to develop more effective strategies for data collection and analysis.

action of the Division directing the contractor to complete Extra Work Order No. 1, as requested by Messrs. Faucher and Mayhew in their report of February 9, 1994.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Mr. McGinn, February 17, requesting approval of a six month extension of time on the Hydroelectric Power Purchase Agreement with New England Power Company, Boston Edison Company and Metropolitan District Commission, for Hydroelectric Power. Mr. McGinn further requests authority for Commissioner Bhatti to execute the extension on behalf of the Commission.
The Commission V O T E D: Approved.
The Commission further V O T E D: to authorize Commissioner Bhatti to execute the extension on behalf of the Commission.

Hearing before the Prequalification Appeal Board:

2. Request of New England Traffic Signals, Inc., appealing the denial of the renewal of its prequalification by the Commission's Prequalification Committee.
Mr. Jewett indicated that staff had met with appellant's attorney and further information is being developed. He then requested that this matter be held over for two weeks.
The Commission V O T E D: Held Over.

Action was taken upon the following matters relating to the Office of Real Property:

3. Report of Mr. Gray, February 14, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.79 acres of land owned by Michael S. Jewett and Judith D. Jewett, located in the Town of New Salem, Massachusetts, and to approve an award of damages in the amount of \$17,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A. Account No. 2420-8396.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.79 acres of land owned by Michael S. Jewett and Judith D. Jewett, located in the Town of New Salem, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 17, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, Section 117 of Chapter 92 of the General Laws, and Sections 30, 31 and 32 of Chapter 184 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take under the provisions of Chapter 79 of the General Laws, a watershed preservation restriction and conservation easement in the name and for the benefit of the Commonwealth of Massachusetts, in the following described land situated in the Town of New Salem in the County of Franklin and Commonwealth of Massachusetts, namely:

A certain parcel in New Salem, situated on the southerly and southeasterly sideline of Shutesbury Road, bounded and described as follows:

Beginning at a point on the southeasterly side of said road, at MDC Bound No. 75, Quabbin Coordinate System [N.122144.53, E.88214.18];

THENCE S. 09°35'57" E., 375.53 feet to MDC Bound, No. 74, by land of the Commonwealth of Massachusetts;

THENCE S. 81°48'42" W., 328.92 feet by land of DeRose to a bound;

THENCE S. 81°48'42" W., 328.93 feet by land of DeRose to a bound;

THENCE N. 00°46'53" W., 68.63 feet to a point on the southerly side of said road;

THENCE N. 47°06'46" E., 255.97 feet by said road to a point;
THENCE N. 52°17'00" E., 133.82 feet to a point;
THENCE N. 61°04'17" E., 200.17 feet to a point;
THENCE N. 70°38'46" E., 128.09 feet to the point of beginning.

Containing 3.79 acres, more or less, and being a portion of the premises described in a deed from Daniel W. Ingersoll, et ux, to Michael S. Jewett, et ux, dated April 24, 1973, and recorded with Franklin County Registry of Deeds in Book 1344, Page 23, and as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, New Salem (Franklin County) Mass., Land Taking Plan for Watershed Protection," prepared by Almer Huntley, Jr. & Associates, Inc., dated July 13, 1993, which plan shall be recorded with said Deeds either with this instrument or at a later date, and made a part of this order.

The aforementioned parcel is supposed to be owned by the following owners:

<u>OWNERS</u>	<u>RESTRICTION AREA TAKEN</u>
Michael S. Jewett and Judith D. Jewett	3.79 acres

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all such rights, including easements, privileges and appurtenances of every name and nature as may be necessary to give full force, virtue and effect, to the following restrictions on the use of the parcel of land hereinabove described:

1. No construction or placing of buildings or structures or parts thereof, utilities or utility delivery systems, or roads, ways, paths or portions thereof, except for the maintenance, renovation, or reconstruction of any and all buildings, structures, utilities or utility systems, roads, ways and paths now legally on, in, over or through said premises, expressly including the small bridge crossing the stream shown on said plan; provided, however, that one new additional structure may be built on the premises, but in no event shall said structure be used for dwelling purposes, and in no event shall the footprint of said structure exceed 1,600 square feet, and in no event shall any part of said structure be placed more than sixty-five (65') feet beyond the sideline of said road as shown on said plan;

2. No excavation, dredging or removal of loam, peat, gravel, soil, rock or other mineral substance except as needed to maintain the land, or as required for the construction, reconstruction, renovation and maintenance of the structures on said premises;

3. No livestock or animals may be housed or confined on the premises, except within the existing barn or its replacement structure, or otherwise placed on said premises for pasturage or any other purposes;

4. No cutting or removal of trees except in connection with forestry management practices approved by the Division of Watershed Management; and

5. No other acts or uses detrimental to such watershed, as determined by the duly authorized representatives of said Commission, its successors or assigns or such other authority which shall for any time legally control or hold said restriction and easement.

The watershed preservation restriction and conservation easement hereby taken grants said Commission, its successors or assigns or such other authority which shall for any time legally control or hold said restriction and easement, but not the public, the right to enter upon the land hereinabove described at any time for the purpose of inspecting said land and enforcing the foregoing restrictions and remedying any violations of same. This right shall be in addition to any other remedies available to the Commission, its

successors, assigns or other authority, for the enforcement of the foregoing restrictions and the remedying of any violations of same.

All other customary rights and privileges of ownership shall be retained by the owners, including the right to privacy.

The Commission awards damages sustained by the owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Michael S. Jewett and Judith D. Jewett	\$ 17,500.00

The Commission further V O T E D: to approve an award of damages in the amount of \$17,500.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, February 14, recommending that the Commission adopt an Order of Taking for acquisition of approximately 20.4 acres of land owned by Auguste J. Pouppeville, et al, located in the Towns of Princeton and Hubbardston, Massachusetts, and to approve an award of damages in the amount of \$88,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8396.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 20.4 acres of land owned by Auguste J. Pouppeville, et al, located in the Towns of Princeton and Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 17, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Towns of Hubbardston and Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land lying on the southwesterly side of Ed Clark Road in the Town of Hubbardston running across the Hubbardston - Princeton corporate boundary to the northwesterly side of Hubbardston Road in the Town of Princeton, more particularly bounded and described as follows:

Beginning at the southeasterly corner of the parcel being described at a concrete bound set on the northwesterly layout line of Hubbardston Road in the said Town of Princeton at other land now or formerly of Auguste Pouppeville, et al;

Thence Northerly along the layout line of Hubbardston Road, by a curve with a radius of 1,567 feet, a distance of 708.13 feet to a concrete bound with drill hole found;

Thence continuing along the road layout, N. 11° 57' 10" E., a distance of 366.27 feet to a point at land held for the Commonwealth by the Metropolitan District Commission;

Thence N. 51° 02' 50" W., a distance of 416.47 feet to a point on the Princeton-Hubbardston Town Line;

Thence S. 49° 57' 10" W., a distance of 187 feet, more or less, along the Town Line to a point on the Mean High Water Line of the former mill pond of the Brigham and Hemenway Factory;

Thence crossing into Hubbardston and following the line of the former mill pond generally northerly and southeasterly a distance of 729 feet more or less to another point on the Town Line;

Thence still by the High Water Line of the former pond, crossing into Princeton and going generally southeasterly and northerly a distance of 295 feet more or less to another point on the Town Line;

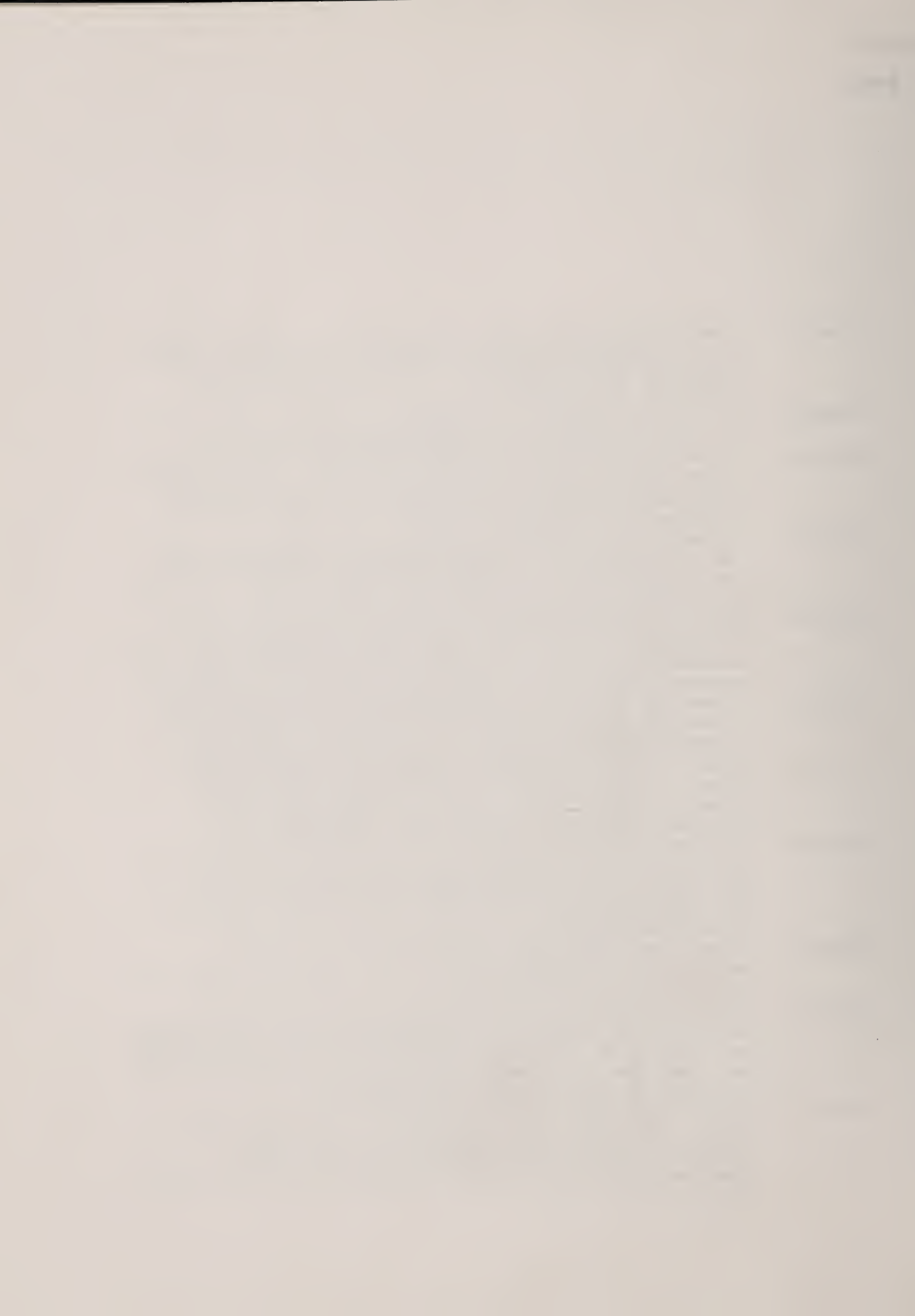
Thence crossing back into Hubbardston and following the flow line of the Old Mill Pond about 1,777 feet, meandering northeasterly and northwesterly to a point on the southerly layout line of Ed Clark Road, a County way laid out by the Worcester County Commissioners in 1823, the last five courses being by land of the Commonwealth;

Thence following the southerly line of Ed Clark Road northwesterly a distance of 307 feet more or less to a point on the mean high water mark of the former Brigham and Hemenway mill pond at land of the Commonwealth;

Thence along the flow line of the old mill pond, southerly a distance of 932 feet more or less to a point on the Town Line;

Thence crossing back into Princeton and following the line of the former pond a distance of 56 feet more or less to a concrete bound with drill hole found at land now or formerly of one Utter, the last two courses by land of the Commonwealth;

Thence following the former flow line of the old mill pond, southwesterly a distance of 820 feet more or less to a gun barrel found at or near the northwesterly end of the remains of the mill pond dam;



Thence following the line of the dam S. 54° 34' 59" E., a distance of 130 feet more or less to a drill hole set at a point in the middle of the East Branch of the Ware River, the last two courses being by land now or formerly of Utter (see L.C.C. #49812);
Thence S. 60° 17' 49" E., a distance 264.66 feet to the first mentioned bound on Hubbardston Road, being the place of beginning, this course being by other land of A. Pouppeville et al.

Excepting from the above description a small .03 acre in-lot in Hubbardston formerly an island in the old mill pond, acquired from the Perry M. Johnston Estate for the Commonwealth by the Metropolitan District Water Supply Commission, as shown upon a plan referenced immediately below, with further reference to Worcester District Registry of Deeds, Book 2703, Page 512, recorded September 8, 1937.

Containing 20.4 acres, more or less, as shown upon a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management Princeton & Hubbardston, Worcester County, Land Taking Plan for Watershed Protection", prepared by Aneptek Corporation, dated December 30, 1993, which plan shall be recorded with the Worcester District Registry of Deeds at a later date and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including any and all interest in Ed Clark Road and Hubbardston Road held by the owners of record, said premises being a portion of the same premises described as the first three tracts in a deed from Auguste J. Pouppeville and Auguste J. Pouppeville, Jr. to Auguste J. Pouppeville, Auguste J. Pouppeville, Jr. and Harriet Pouppeville, dated January 26, 1968 and recorded with the Worcester District Registry of Deeds at Book 4825 Page 362.

The property above described is represented in Hubbardston as Assessor Plan 11, Parcel 52, and in Princeton as a portion of Map 10, Parcel 2.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby

take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
August J. Pouppeville, August J. Pouppeville, Jr., Harriet Pouppeville and Paul C. Pouppeville	\$ 88,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$88,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, February 14, recommending that the Commission adopt an Order of Taking for acquisition of approximately 4.871 acres of land owned by Estate of Sadie E. Meiselman, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of \$8,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8396.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 4.871 acres of land owned by Estate of Sadie E. Meiselman, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 17, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land in Sterling lying easterly of the Stillwater River and Redemption Rock Trail and south of Beaman Rad, flowed by the waters of Bailey Brook, more particularly bounded and describes as follows:

Beginning at the southeasterly corner of the parcel at an MDC Bound, said bound being N. 45° 04' 24" W. and 162.36 feet from an MDC Bound held as shown on the plan referenced below;

Thence S. 39° 10' 36" W. a distance of 508.20 feet, to the southeasterly corner of the parcel and an iron pin set in the swamp at land now or formerly of the Town of Sterling, this course being by land formerly of the Wronski Land Trust now of the Commonwealth;

- Thence N. 71° 55' 57" W. a distance of 267.30 feet to another iron pin set in the swamp at the southwesterly corner of the parcel;
- Thence N. 14° 27' 58" E. a distance of 621.06 feet to the northwesterly corner and an iron pin set in the base of an old stump at the other land of the Commonwealth formerly of Roland J. Levesque, at its juncture with the above cited lot formerly held by Yakusik and Schuffles, the last two courses being by lands now or formerly of the Town of Sterling;
- Thence S. 55° 20' 52" E. a distance of 510.58 feet by land of the Commonwealth formerly of Yakusik and Schuffles to the first cited concrete bound at the northeasterly corner, being the point and place of beginning.

Containing 4.871 acres, more or less, as shown on a plan entitled "Land Taking Plan for Watershed Protection, Sterling (Worcester County) MA, Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Taking from the Estate of Sadie E. Meiselman," dated June 23, 1993, and drawn by Land Planning Engineering & Survey, which plan shall be recorded with the Worcester District Registry of Deeds at a later date and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Elizabeth A. Folger to Charles H. R. Rugg dated October 18, 1893 and recorded with the Worcester District Registry of Deeds in Book 1428, Page 578, and being also a portion of the premises conveyed from Elizabeth D. Meiselman to Sadie E. Meiselman in a deed dated December 16, 1946, and recorded with said Deeds in Book 3621, Page 252.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Estate of Sadie E. Meiselman	\$ 8,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$8,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, February 16, recommending that the Commission adopt an Order of Taking for acquisition of approximately 10.498 acres of land owned by James Simpson, et al, located in the Town of Sterling, Massachusetts and to approve an award of damages in the amount of \$202,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 10.498 acres of land owned by James Simpson, et al, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 17, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, Section 117 of Chapter 92 of the General Laws, and Sections 30, 31 and 32 of Chapter 184 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take under the provisions of Chapter 79 of the General Laws, a watershed preservation restriction and conservation easement in the name and for the benefit of the Commonwealth of Massachusetts, in the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in Sterling, situated on the northwesterly side line of Burpee Road, bounded and described as follows:

Beginning at a copper pipe on the northwesterly sideline of said road, thence by said road and by land of Simpson,

S. 40° 32' 15" W., 19.51, feet to a point; thence
S. 38° 59' 27" W., 180.57 feet to a point; thence
S. 38° 34' 12" W., 532.03 feet to a stake with a tack;
thence
N. 41° 22' 28" W., 430.51 feet by land of Chase to a
concrete bound; thence
N. 42° 25' 46" E., 538.48 feet to a drill hole; thence
N. 42° 25' 46" E., 37.41 feet to a point in the center-
line of the East Wachusett Stream, the last two
distances by land of Simpson; thence

Northeasterly 198.00 feet, more or less, by the centerline of the stream, to a point which is located at the end of a tie line N. 87° 01' 12" E., 191.03 feet; thence S. 41° 07' 53" E., 24.18 feet to a copper pipe; thence S. 41° 07' 53" E., 224.00 feet to the point of beginning.

Containing 6.439 acres, more or less, and being shown as lot #10 on a plan entitled " Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County) Mass., Land Taking Plan for Watershed Protection," prepared by Schofield Brothers, Inc., dated June 24, 1992, which plan shall be recorded with Worcester District Registry of Deeds at a later date and made a part of this order.

The aforementioned parcel is supposed to be owned by the following owners:

<u>OWNERS</u>	<u>RESTRICTION AREA TAKEN</u>
James E. Simpson and William T. Simpson	6.439 acres

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all such rights, including easements, privileges and appurtenances of every name and nature as may be necessary to give full force, virtue and effect, to the following restrictions on the use of the parcel of land hereinabove described:

1. No construction or placing of buildings or structures or parts thereof, utilities or utility delivery systems, or roads, ways, paths or portions thereof, except for the maintenance, renovation, or reconstruction of any and all buildings, structures, utilities or utility systems, roads, ways and paths now legally on, in, over or through said premises;

2. No excavation, dredging or removal of loam, peat, gravel, soil, rock or other mineral substance except as needed to maintain the land, and except as needed for agricultural purposes; and

3. No other acts or uses detrimental to such watershed, as determined by the duly authorized representatives of said Commission, its successors or assigns or such other authority which shall for any time legally control or hold said restriction and easement.

The watershed preservation restriction and conservation easement hereby taken grants said Commission, its successors or assigns or such other authority which shall for any time legally control or hold said restriction and easement, but not the public, the right to enter upon the land hereinabove described, at any time for the purpose of inspecting said land and enforcing the foregoing restrictions and remedying any violations of same. This right shall be in addition to any other remedies available to the Commission, its successors, assigns or other authority, for the enforcement of the foregoing restrictions and the remedying of any violations of same.

All other customary rights and privileges of ownership shall be retained by the owners, including the right to privacy.

AND IT IS FURTHER ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in said Sterling, situated off Burpee Road and adjacent to the parcel first described, bounded and described as follows:

Beginning at a concrete bound located N. $41^{\circ} 22' 28''$ W., 430.51 feet from the northwesterly sideline of said road, said point at the northwesterly corner of said first described parcel; thence

N. $41^{\circ} 22' 28''$ W., 414.40 feet by land of the Commonwealth of Massachusetts to a concrete bound; thence

N. $47^{\circ} 02' 36''$ E., 183.93 feet, more or less, by land of said Commonwealth and along the Princeton-Sterling Town Line to the centerline of the East Wachusett Stream; thence

Northeasterly 635.00 feet, more or less, by land of said Commonwealth, by the centerline of said stream to a point which is also located at the end of two combined tie lines, one line running N. $80^{\circ} 13' 18''$ E., 376.39 feet to a drill hole, and the other running S. $64^{\circ} 24' 24''$ E., 173.99 feet to said point; thence S. $42^{\circ} 25' 46''$ W., 37.41 feet to a drill hole; thence S. $42^{\circ} 25' 46''$ W., 538.48 feet to the point of beginning.

Containing 4.059 acres, more or less, and being shown as Lot #9 on said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the premises described in a deed from Ruth S. Simpson to James E. Simpson and William T. Simpson, dated July 20, 1979, and recorded with said Deeds in Book 6819, Page 185.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
James E. Simpson and William T. Simpson	\$ 202,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$202,000.00, together with such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

1. Report of Mr. Gray, February 16, recommending that the Commission adopt an Order of Taking for acquisition of approximately 83.1 acres of land owned by Arthur C. Hubbard and Shirley J. Hubbard, located in the Town of Princeton, Massachusetts, and to approve an award of damages in the amount of \$700,000.00, together with such damages and cost as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.
Account No. 2420-8936.

The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 83.1 acres of land owned by Arthur C. Hubbard and Shirley J. Hubbard, located in the Town of Princeton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, February 17, 1994.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, Chapter 36 of the Acts of 1992, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

Parcel 1.

A certain parcel of land on the southerly side of Houghton Road in said Princeton, bounded and described as follows:

Beginning at a drill hole in a stone wall held for the southerly street line of said road, which drill hole is shown on the plan referenced below as running S. 68° 41' 50" E., 113.61 feet along a tie line from a drill hole in a stone wall on the northerly side of said road, Thence running along said stone wall,

S. 85° 05' 53" E., 184.71 feet; thence
S. 83° 33' 07" E., 206.92 feet to a drill hole; thence
S. 81° 37' 29" E., 84.70 feet; thence
S. 78° 39' 30" E., 117.14 feet; thence
S. 75° 07' 10" E., 79.62 feet; thence
S. 71° 52' 42" E., 133.72 feet to a drill hole; thence
S. 68° 03' 01" E., 74.50 feet to a drill hole; thence

S. 70° 15' 15" E., 153.10 feet; thence
S. 71° 51' 31" E., 52.80 feet to a drill hole in a
boulder; thence
S. 69° 44' 12" E., 29.52 feet; thence
S. 71° 05' 52" E., 127.91 feet; thence
Southwesterly by the centerline of the Stillwater River
610 feet, more or less, by lands now or formerly of
Everett, Shortsleeve, Everett and Oser, to a point
shown on said plan as running S. 25° 40' 08" W., 597.77
feet along a tie line from the last referenced point;
thence
S. 75° 31' 25" W., 24.94 feet to a drill hole in a
stone wall; thence running along said stone wall
S. 75° 31' 25" W., 41.67 feet to a drill hole; thence
S. 75° 36' 09" W., 106.23 feet to a drill hole; thence
S. 77° 45' 04" W., 220.91 feet to a drill hole; thence
S. 66° 07' 14" W., 14.00 feet to a drill hole; thence
S. 77° 03' 49" W., 210.88 feet to a drill hole, thence
S. 74° 31' 14" W., 23.52 feet from a drill hole at one
end of an opening in the stone wall to a drill hole at
the other end of the opening in said stone wall; thence
S. 76° 55' 07" W., 375.86 feet along said stone wall to
a drill hole; thence
S. 76° 36' 38" W., 272.62 feet along said stone wall to
a drill hole at the intersection with another stone
wall, the last seven distances being by land of the
Commonwealth of Massachusetts, formerly of Davis Dairy,
Inc., thence running along a stone wall
N. 28° 12' 43" W., 224.95 feet to a drill hole; thence
N. 28° 31' 05" W., 271.93 feet to a drill hole; thence
N. 27° 58' 11" W., 282.83 feet to a drill hole; thence
N. 29° 30' 46" W., 140.14 feet to a point at the
intersection with another stone wall, a distance of
4.95 feet northeasterly from a drill hole in said
intersecting stone wall, the last four distances being
by land of the Commonwealth, formerly of Warren; thence
running along said stone wall
N. 46° 29' 38" E., 238.12 feet to a drill hole; thence
N. 46° 40' 37" E., 242.93 feet to a drill hole; thence
N. 46° 40' 37" E., 29.70 feet to a point at the
intersection with the stone wall held for the southerly
street line of said road, the last three distances
being by land of Hubbard; thence running along said
stone wall
S. 82° 17' 03" E., 76.67 feet to a point; thence
S. 84° 54' 32" E., 123.03 feet to a point; thence
S. 89° 54' 31" E., 16.31 feet to a point; thence

S. 83° 28' 37" E., 163.16 feet to the point of beginning, the last four distances also being by land of Hubbard.

Containing 34.5 acres, more or less, and being Lot #1 as shown on a plan entitled "Commonwealth of Massachusetts Metropolitan District Commission, Division of Watershed Management, Princeton, Mass. (Worcester County), Land Taking Plan for Watershed Protection," prepared by Schofield Brothers of New England, Inc., dated June 22, 1993, which plan shall be recorded with Worcester District Registry of Deeds at a later date and made a part of this order.

Parcel 2.

A certain parcel of land on the northerly side of Houghton Road in said Princeton, bounded and described as follows:

Beginning at a drill hole in a stone wall held for the northerly street line of said road, which drill hole is shown on said plan as running N. 68° 41' 50" W., 113.61 feet along a tie line from a drill hole in a stone wall on the southerly side of said road, thence running along said stonewall

N. 83° 21' 13" W., 10.00 feet to a point; thence
N. 18° 10' 06" W., 360.38 feet to a concrete bound;
thence
N. 18° 10' 06" W., 504.42 feet to a point at the intersection of stone walls, being shown on said plan as S. 46° 33' 29" W., 118.80 feet distant from a drill hole set in a stone wall, and N. 46° 01' 00" E., 91.08 feet distant from another drill hole in a stone wall; thence
N. 51° 50' 50" W., 592.00 feet to a drill hole in a stonewall the last three distance being by land of Hubbard; thence running along a stone wall
N. 47° 30' 56" E., 173.60 feet to a drill hole; thence
N. 48° 42' 39" E., 223.25 feet to a drill hole; thence
N. 48° 28' 47" E., 256.05 feet to a drill hole; thence
N. 46° 39' 47" E., 499.40 feet to a drill hole; thence
N. 46° 41' 13" E., 189.02 feet to a drill hole at the end of said stone wall, the last five distances being by land of U.S. Farms, Inc.; thence

N. 46° 41' 13" E., 21.00 feet, more or less, to a point in the centerline of the Stillwater River; thence Southeasterly by the centerline of the Stillwater River, 1,900 feet, more or less, to a point which is shown on said plan as running from the previous point in the centerline S. 20° 52' 19" E., 621.49 feet along a tie line to a drill hole in a stone wall, and S. 21° 32' 22" E., 1,154.94 feet along another tie line; thence S. 74° 46' 16" W., 30.00 feet more or less, to a point; thence S. 23° 43' 05" E., 290.00 feet, by the high water mark as shown on Land Court Plan No. 17725B; thence S. 74° 46' 16" W., 33.00 feet to a point; thence S. 15° 43' 44" E., 211.00 feet to a drill hole; thence S. 29° 42' 16" E., 60.00 feet to a point; thence N. 87° 20' 21" E., 116.00 feet to a drill hole; thence S. 38° 35' 34" E., 167.23 feet to a drill hole in a stone wall; thence N. 85° 35' 46" E., 25.42 feet to a point in the centerline of the Stillwater River; thence Southeasterly by the centerline of said river 84.00 feet, more or less, to a point; thence Northwesterly by the northerly street line of Houghton Road, 16.08 feet, more or less, to a drill hole in the stone wall forming said northerly street line; thence running along said stonewall N. 60° 58' 05" W., 122.46 feet to a point; thence N. 73° 50' 06" W., 24.46 feet to a point; thence N. 64° 37' 56" W., 20.71 feet to a point; thence N. 78° 46' 24" W., 26.88 feet to a drill hole; thence N. 70° 12' 46" W., 316.84 feet to a point; thence N. 75° 18' 40" W., 88.03 feet to a point; thence N. 77° 19' 51" W., 116.26 feet to a drill hole; thence N. 82° 55' 24" W., 126.88 feet to a point; thence N. 82° 29' 46" W., 105.58 feet to a point; thence N. 84° 11' 43" W., 143.65 feet to a point; thence N. 85° 23' 10" W., 235.95 feet to a drill hole, at the point of beginning, the last twenty-three distances being by land of said Hubbard.

Containing 48.6 acres, more or less, and being Lot #2 as shown on said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Houghton Road which may be held by the supposed owners, and being a portion of the same premises described in a deed from Clayton E. Hubbard, et ux, to Arthur C. Hubbard, et ux, dated January 4, 1979, and recorded with Worcester District Registry of Deeds in Book 6654, Page 323.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

<u>OWNERS</u>	<u>AWARD</u>
Arthur C. Hubbard and Shirley J. Hubbard	\$ 700,000.00

The Commission further V O T E D: to approve an award of damages in the amount of \$700,000.00, together with such damages and cost as required under General Laws, Chapter 79, Sections 6, 12, 39 and 44A.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from January 10, 1994 to January 17, 1994.

Expenditures \$683,187.19

2. The following schedules were approved for payment by the Commissioner during the period from January 17, 1994 to January 24, 1994.

Expenditures \$437,318.22

3. The following schedules were approved for payment by the Commissioner during the period from January 24, 1994 to January 31, 1994.

Expenditures \$3,565,686.66

4. The following schedules were approved for payment by the Commissioner during the period from January 31, 1994 to February 7, 1994.

Expenditures \$735,449.76

Adjourned at 11:15 a.m., to meet on Thursday, February 24, 1994, at 10:00 a.m.

William F. Crush
S e c r e t a r y

